



## **AGENDA**

### **GARDNER CITY COUNCIL**

City Hall – 120 East Main Street -- Gardner, Kansas  
Monday, May 17, 2021, 7:00 p.m.

*\*If you wish to provide written public comment regarding any items below by email, please provide them by noon on May 17, 2021 to [cityclerk@gardnerkansas.gov](mailto:cityclerk@gardnerkansas.gov). The meeting will be open to the public \**

*\*Watch this meeting live on the City's YouTube channel at <https://www.youtube.com/user/CityofGardnerKS> \**

#### **CALL TO ORDER**

#### **PLEDGE OF ALLEGIANCE**

#### **PRESENTATIONS**

1. Proclaim May 16-22, 2021 as Public Works Week in the City of Gardner
2. 2020 Wastewater Operator of the Year
3. 2021-2022 Revised Budget

#### **PUBLIC HEARINGS**

#### **PUBLIC COMMENTS**

Members of the public are welcome to use this time to make comments about City matters or items on the agenda that are not part of a public hearing

#### **CONSENT AGENDA**

1. Standing approval of the minutes as written for the regular meeting on May 3, 2021
2. Standing approval of City expenditures prepared April 30, 2021 in the amount of \$449,382.25; May 5, 2021 in the amount of \$16,650; May 7, 2021 in the amount of \$812,740.44; and May 7, 2021 in the amount of \$235,000.00
3. Consider authorizing the purchase of four (4) first responder patrol rifles from GT Distributors plus additional accessories
4. Consider authorizing the execution of a contract with Black & McDonald Electric, LLC for the US-56 and Cedar Niles traffic signalization and striping project
5. Consider authorizing the execution of a contract with Vance Brothers, Inc. for the 2021 Pavement Management Program (Asphalt)
6. Consider authorizing the execution of a contract with Phoenix Concrete, LLC for the 2021 Pavement Management Program (Concrete)
7. Consider authorizing the purchase of 8,000 gallons of fuel for the Gardner Municipal Airport

#### **PLANNING & ZONING CONSENT AGENDA**

1. Consider accepting the dedication of right-of-way and easements on the final plat for Willow Chase VI

#### **OLD BUSINESS**

#### **NEW BUSINESS**

1. Consider adopting an ordinance condemning land for the US-56 Highway Pavement Reconstruction Project
2. Consider authorizing the execution of an amendment to the engineering services contract with George Butler & Associates for the preliminary design of a new South Wastewater Treatment Plant

#### **COUNCIL UPDATES** – Oral presentation unless otherwise noted

#### **EXECUTIVE SESSION**

#### **ADJOURNMENT**



In compliance with the Americans with Disabilities Act, the City of Gardner will provide reasonable accommodations for all public meetings. Persons requiring accommodations in attending any of our public meetings should contact the City Clerk's Office at 913-856-0945 a minimum of 48 hours prior to the meeting.

# PROCLAMATION

**WHEREAS**, public works professionals focus on infrastructure, facilities and services that are of fundamental importance to sustainable and resilient communities and to the public health, high quality of life and well-being of the people of Gardner; and

**WHEREAS**, these infrastructure, facilities and services could not be provided without the dedicated efforts of public works professionals, who are engineers, managers and employees at all levels of government and the private sector, who are responsible for rebuilding, improving and protecting our nation's transportation, water supply, water treatment and solid waste systems, public buildings, and other structures and facilities essential for our citizens; and

**WHEREAS**, the health, safety, economic vitality and comfort of this community greatly depends on these facilities and services; and

**WHEREAS**, it is in the public interest for the citizens, civic leaders and children in Gardner to gain knowledge of and to maintain a progressive interest and understanding of the importance of public works and public works programs in their respective communities; and

**WHEREAS**, the year 2021 marks the 61st annual National Public Works Week sponsored by the American Public Works Association.

**NOW, THEREFORE BE IT RESOLVED**, that I, Steve Shute, Mayor of the City of Gardner, Kansas, do hereby proclaim May 16-22, 2021 as

## Public Works Week

in the City of Gardner, Kansas, and urge citizens and civic organizations to acquaint themselves with the issues involved in providing quality public works services, and to recognize the contributions which public works representatives make every day to our health, safety, comfort, and quality of life, not only this week but throughout the year.

**In witness whereof**, I have hereunto set my hand and caused the Seal of the City of Gardner, Kansas to be affixed this 17th day of May 2021.

CITY OF GARDNER, KANSAS

\_\_\_\_\_  
Steve Shute, Mayor

(SEAL)

Attest:

\_\_\_\_\_  
Sharon Rose, City Clerk

## **COUNCIL DISCUSSION FORM**

## **PRESENTATION ITEM NO. 2**

**MEETING DATE:** MAY 17, 2021

**STAFF CONTACT:** GONZ GARCIA, UTILITIES DIRECTOR

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**Agenda Item:** 2020 Wastewater Operator of the Year

**Strategic Priority:** Infrastructure and Asset Management

**Department:** Utilities - Wastewater

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### **Background/Description of Item:**

The William D. Hatfield Award was established by the Water Pollution Control Federation of 1946 to recognize outstanding treatment plant operators throughout the world. Each year, this prestigious award honors operators who have contributed positively to the preservation and enhancement of the water environment through their leadership, example, enthusiasm, and hard work.

The Kansas Water Environment Association names an outstanding Kansas operator to be honored with this award every year. Scott Millholland, Kill Creek Water Resource Recovery Facility Superintendent, received the 2020 William D. Hatfield Award, recognizing him as the 2020 Wastewater Operator of the Year.

Jason Patty, Kansas Water Environment Federation, will present the 2020 Operator of the Year award.

**COUNCIL DISCUSSION FORM****PRESENTATION ITEM NO. 3****MEETING DATE: MAY 17, 2021****STAFF CONTACT: MATTHEW WOLFF, FINANCE DIRECTOR**

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**Agenda Item:** 2021-2022 Revised Budget**Strategic Priority:** Fiscal Stewardship**Department:** Finance

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**Background/Description of Item:**

Finance Director Matthew Wolff will provide a presentation on the proposed 2021-2022 Revised Budget.

RECORD OF PROCEEDINGS  
OF THE GOVERNING BODY  
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May 3, 2021

The City Council of the City of Gardner, Kansas met in regular session on May 3, 2021, at 7:00 p.m. in the Council Chambers at Gardner City Hall, 120 East Main Street, Gardner, Kansas, with the Mayor Steve Shute presiding. Present were Councilmembers Todd Winters, Mark Baldwin, Kacy Deaton, Randy Gregorcyk, and Tory Roberts. City staff present were City Administrator James Pruetting; Deputy City Administrator Amy Nasta; Finance Director Matthew Wolff; Police Chief James Belcher; Utilities Director Gonzalo Garcia; Parks and Recreation Director Jason Bruce; Community Development Director David Knopick; City Attorney Ryan Denk; and City Clerk Sharon Rose. Others present included those listed on the sign-in sheet and others who did not sign in.

**CALL TO ORDER**

There being a quorum of Councilmembers present, Mayor Shute called the meeting to order at 7:00 p.m.

**PLEDGE OF ALLEGIANCE**

Mayor Shute led those present in the Pledge of Allegiance.

**PRESENTATIONS**

**1. Proclaim May 2-8, 2021 as “Drinking Water Week” in the City of Gardner**

Mayor Shute read into record a proclamation that May 2-8, 2021 be known as Drinking Water Week in the City of Gardner, Kansas. Director Gonz Garcia said the Hillsdale Water Plant expansion is nearing completion.

**2. Proclaim May 9-15, 2021 as “Police Week” in the City of Gardner**

Mayor Shute read into record a proclamation that May 9-15, 2021 be known as Police Week in the City of Gardner, Kansas. Chief James Belcher said it's an honor to serve. They have a lot of hard working people on the force.

**PUBLIC HEARINGS**

**1. Hold a public hearing for the purpose of receiving comments to a request for a Waiver of the Distance Limitation to allow for the sale of domestic table wine within 200 feet of a school, church or library during the weekly Farmers Markets events to be held on Thursdays, 4pm to 7pm, from May 13, 2021 to September 2, 2021**

Councilmember Deaton made a motion to open a public hearing for the purpose of receiving public comments on the Waiver of the Distance Limitation to allow for the sale of domestic table wine within 200 feet of a school, church or library during the weekly Farmers Markets events to be held on Thursdays, 4pm to 7pm, from May 13, 2021 to September 2, 2021.

Councilmember Baldwin Seconded.

With all of the Councilmembers voting in favor of the motion, the motion carried.

No members of the public came forward.

Councilmember Gregorcyk made a motion to close the public hearing

Councilmember Deaton Seconded.

With all of the Councilmembers voting in favor of the motion, the motion carried.

**PUBLIC COMMENTS**

Gary Carson, 140 Brittany Court, said because of COVID and other issues, people have been trapped at home or put off vacations. A few months ago, he came up with an idea to hold a music event to bring friends together for a small invitation only bash in mid-July. When he inquired about renting the amphitheater, he was told that citizens couldn't rent the amphitheater. A few days later, he was informed that he needed to ask the council for an exemption to the code in the form of a waiver to hold the private event. He is expecting around 130 people to attend the invitation-only, twilight event featuring 3 live bands. He assures council it won't be as loud as the bands

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that have played in the past at the Festival on the Trails event. The sound will be tuned to the size of the audience and they expect to be done around 9:30pm. In asking the council for their consideration in granting this waiver, he would like them to take everything into consideration, including the proposed parking diagram that lays out public parking, and parking is contained to the east side of Center St. He has taken into consideration that the pool will be open during this time, but since the event is taking places in the late afternoon, he does not foresee any issues. He left the question to the council, and hopes the council will discuss this matter and come to a conclusion.

Jake Carmack is with a band helping Mr. Carson with this event. He is from Kansas City. The impetus of the event is a celebration of getting past COVID. It's worth celebrating. They want to give people an opportunity to enjoy. It is invitation only, but it's a public park, and people would be welcome to stop by. The music won't be loud. They would appreciate the opportunity to have some fun at the park.

Dennis Watson, 670 S. Mulberry, said he is pleased to see the city still does the Pledge of Allegiance at the beginning of the meeting. This is a season of a lot of division, and a lot of attack against the constitution and way of life. It's even more important for state and local governments to stand firm with values that are livable and profitable for the city. Where truth, light and justice are prevailing, there continues to be peace and prosperity. He thanked the governing body for standing up for what's true and right.

**CONSENT AGENDA**

- 1. Standing approval of the minutes as written for the regular meeting on April 19, 2021**
- 2. Standing approval of City expenditures prepared April 12, 2021 in the amount of \$1,514,448.72; April 13, 2021 in the amount of \$4,038.43; April 16, 2021 in the amount of \$276,550.45; April 21, 2021 in the amount of \$172,606.75; and April 23, 2021 in the amount of \$627,186.38**
- 3. Consider the reappointment of Steve McNeer to the Planning Commission**
- 4. Consider authorizing the execution of Change Order #1 to upsize the proposed forcemain as part of the Prairie Trace Sanitary Sewer Improvements**
- 5. Consider accepting court-ordered compensation and appraisal fees and authorizing payment for easements acquired through Eminent Domain as required for Prairie Trace Sanitary Sewer Improvements**
- 6. Consider authorizing the Mayor to execute a settlement agreement for compensation due for eminent domain condemnation in connection with the Gardner Municipal Airport**

Councilmember Gregorcyk Asked to remove item 6 from the Consent Agenda.

Councilmember Deaton made a motion to approve items 1-5 on the Consent Agenda.

Councilmember Baldwin Seconded.

With all of the Councilmembers voting in favor of the motion, the motion carried.

***Discussion of Consent Agenda Item 6, Consider authorizing***

Councilmember Gregorcyk wanted to confirm that the additional \$235,000 was coming out of the airport fund. Finance Director Wolff confirmed, and stated they will be reimbursed by an FAA grant. Mayor Shute said they pledged a portion of that already. Wolff said they paid \$500,000 to take the title of it. Then it went into negotiations and they got a settlement of \$235,000. This year, they can get up to \$660,000 in AIP funds at 100%. They may have to pay a 10/90 split in the future. City Attorney Denk said all legal costs they incurred as part of the acquisition, like legal fees, appraisal fees, title work, will be refunded.

Councilmember Gregorcyk made a motion to authorize the Mayor to execute a settlement agreement with The Midwest Trust Company and Carol Dale Grube in the amount of \$235,000 for compensation due for eminent domain condemnation in connection with the Gardner Municipal Airport

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Councilmember Deaton Seconded.

With all of the Councilmembers voting in favor of the motion, the motion carried.

**PLANNING & ZONING CONSENT AGENDA**

**COMMITTEE RECOMMENDATIONS**

**OLD BUSINESS**

**1. Consider adopting an ordinance amending Chapter 2.05.040 of the Municipal Code of the City, entitled "Governing Body Rules of Procedure"**

City Clerk Sharon Rose said the Governing Body Rules of Procedure (GBROP) was first adopted on March 18, 2013 by Ordinance 2424 and provides the necessary guidelines for the conduct of orderly meetings of the Governing Body. It contains rules and procedures found in City ordinances and includes best practices used by municipalities throughout the Kansas City area. The document is intended to provide staff, the Governing Body, and members of the public with a single, transparent information source regarding these guidelines. As such, it contains information derived from various sources including ordinances, policies, and direction from the Governing Body. The GBROP is incorporated into the Gardner Municipal Code (GMC) by reference. At the April 19, 2021 City Council meeting, the Governing Body provided direction to review the GBROP. Staff did find some redundancies; however, staff believes removing entire subsections will strip the GBROP of context by removing partial sections. This will bring the GBROP into conformance with the Charter Ordinance 29 that was unanimously approved at the last meeting.

Councilmember Deaton made a motion to adopt Ordinance No. 2701, an ordinance amending Chapter 2.05.040 of the Municipal Code of the City of Gardner, Kansas, entitled "Governing Body Rules of Procedure" and incorporating by reference the *Governing Body Rules of Procedure*, under the provisions of K.S.A. 12-3009 through 12-3012.

Councilmember Winters Seconded.

With all of the Councilmembers voting in favor of the motion, the Ordinance passed and was assigned Ordinance number 2701.

Deaton:	Yes
Winters:	Yes
Gregorcyk:	Yes
Roberts:	Yes
Baldwin:	Yes

**NEW BUSINESS**

**1. Consider a request for a Waiver of the Distance Limitation to allow for the sale of domestic table wine within 200 feet of a school, church or library during the weekly Farmers Markets events to be held on Thursdays, 4pm to 7pm, from May 13, 2021 to September 2, 2021**

City Clerk Sharon Rose said this is a housekeeping item in relation to the public hearing held earlier this evening. A local winery has requested to sell sealed bottles of wine not for consumption on site at the Gardner Farmers Market.

Councilmember Winters asked about the designation of domestic table wine. City Clerk Rose said that is the license they hold through their state farm winery license. Councilmember Baldwin noted that table wine is different than religious wine.

Councilmember Gregorcyk made a motion to approve a request for a Waiver of the Distance Limitation to allow for the sale of domestic table wine within 200 feet of a school, church or library during the weekly Farmers Markets events to be held on Thursdays, 4pm to 7pm, from May 13, 2021 to September 2, 2021

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Councilmember Deaton Seconded.

With all of the Councilmembers voting in favor of the motion, the motion carried.

**COUNCIL UPDATES**

City Administrator Pruetting provided a map of an area southeast of Gardner and Edgerton. There is a petition filed with Miami County for a new city south of 215<sup>th</sup> St, bounded by 239<sup>th</sup> on the south, Gardner Rd on the west, and Cedar Niles on the east. The city would be called Golden. Miami County administrator reached out to nearby towns with a series of questions. The petitioner, Jennifer Williams, asked the mayor to author a letter of support for the creation of the new city, as Spring Hill has already done. Pruetting asked if any of the governing body thinks this is in impedance to future growth. It is completely in Miami County. He asked if there is an endorsement to support this with Miami County. Shute asked if there is consensus to submit the letter. Councilmember Winters asked if our endorsement is necessary for them to continue. Pruetting said all five Miami County commissioners must approve it. They are required to ask if there are objections from any city within 5 miles of the proposed city. The petitioner is seeking endorsement. Winters doesn't object, but endorsement isn't the right word. Mayor Shute said it's a letter of support and not binding. It needs unanimous approval from Miami County commissioners. They want something stating Gardner is not interested in that area, it's not an impediment to Gardner's growth, and they support the creation of the city. Councilmembers Roberts and Winters support it. Councilmember Baldwin said this prevents Gardner from going further south between Moonlight and Cedar Niles and meeting Spring Hill in the middle. Pruetting never had indication that Council wanted to go south into Miami County. Shute said south of 207<sup>th</sup> is not in their planning area; there's no intention in working through Miami County incorporation. Councilmember Deaton said once they are a city, they could annex north and expand out of Miami County. There's nothing the county commission or Gardner can do. Baldwin noted that Johnson County commission would have to approve. Councilmember Gregorcyk said the intent of the incorporation is to stop what Deaton suggested. Deaton said there's nothing stopping them from annexing property. Shute said they should discuss an annexation boundary agreement with Golden. Deaton supports it. Baldwin said property owners came up with solution to their problem, but wants to explore the annexation boundary agreement. Shute said those creating the city will be a good neighbor to Gardner. They share a regional watershed that flows through their city; there will be discussions on interagency agreements. Shute noted they have consensus on a letter. Pruetting continued, stating he has the first meeting with county staff tomorrow about the SWJC Area Plan. They will approve scope of the plan, and he will bring it to a future meeting to get a representative from the governing body to be in the core group. Shute said they should invite people from Miami County and Golden. Ms. Williams said their hearing is in 2 weeks. If all approved, they could have everything in place by the end of summer. Pruetting said Miami County is in the core group. One resident from each jurisdiction will be in the core group.

Mayor Shute noted that they approved reappointments of Steve McNeer and Mia Ham to the Planning Commission as part of the consent agenda.

Director Wolff said staff recommends they hold on to the old police station property for now, as it may increase in value as they complete the reconstruction of Main St. Councilmember Gregorcyk supports that idea, and asked what the taxes are on the now vacant property. Wolff said there are no taxes because it's a government property, but he doesn't know what it would be if it were private. Gregorcyk supports holding on to it. Shute said they can make sure it will fit in with the downtown corridor plan.

Director Garcia said the water line extension to Grata started on Friday, and they estimate 50 working days to completion.

Director Bruce said summer sports are starting; game season will begin in June. Maintenance staff has begun mowing and programmers are setting up for summer activities. Shute asked if they are opening the pool on Memorial weekend. Bruce said they will open the weekend after, on June 5. Gregorcyk asked for more details on opening the pool. Bruce said they will have three 2-hour sessions daily and charge \$2 per person per session. Residents will register online. Deck chairs have been removed, and they will communicate to people to bring their



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own. Concessions will be limited. Gregorcyk asked if they will lift restrictions after the pool is open, or keep the reservation process. Bruce said they plan to keep the reservations, and follow the county health department. Shute noted the sessions are meant to manage the capacity. Bruce confirmed; they will have 500 participants per session. Winters asked how long will the pool be open daily. Bruce said the sessions will be from 12pm-2pm, 2:30-4:30, and 5pm-7pm. There is a 30-minute window between each for sanitizing. Swim lessons will be after the last session. Shute asked about Independence Day. Bruce said Dylan Scott, their headliner, will be touring with Luke Bryan a week after the city's event. They expect a nice crowd.

Director Knopick said they got their first firework stand application in. He said they have an EDAC meeting next Wednesday at the Justice Center.

Councilmember Roberts asked if there is consensus for the waiver for the concert. Shute asked what kind of waiver and how would it apply? Director Knopick said the activity, having bands and food trucks, would be a temporary use of the property. The principal use of a public park is for people to gather. This request is an event because of the bands and food trucks and other things that aren't an accessory to the typical gathering or individual use of a parkland. It's a 'special event'. Special events are located in the temporary use portion of the LDC; a temporary use permit is required. City code does not allow for temporary uses in residentially zoned properties. Most of the city's parks are zoned R-1. Staff has been consistent in applying that interpretation, and have denied similar requests in the past. If they waive the temporary use permit requirement for this activity, how will they move forward with other requests? Roberts asked if others came in, would council have to decide every time, case by case? Knopick said they would bring them forward to continue clarifying, depending on the nature of each activity. Pruetting said if they make an exception now, the next time someone applies and the body doesn't make the exception, they will need to justify it. They can't base it on content. If the content is objectionable, they can't deny it because that would expose the city to liability. Staff has discussed taking the Special Use Permit out of the LDC and putting it in the municipal code. That would allow them to develop criteria that groups must meet in order to get a special use permit. They can set terms and if a group follows it, they can get a permit. It would go through each department and there will be measures for cost recovery in the permit application. Shute said it sounds like Kansas City's process; there are fees for various personnel and services provided. Gardner's code hasn't kept up with the needs of the parks. Roberts asked if someone could have a birthday party at the pavilion with live music, but a smaller group. Pruetting said they wouldn't issue a permit for that. Bruce said they don't have restrictions on the number of people when renting an outdoor shelter. Shute said the live music is a potential nuisance the way the code is currently. Roberts said they could rent the pavilion and have live music. Shute said no, they can't. They can rent the pavilion and have 150 people, but can't have live music. Roberts asked if they could have a food truck. Shute said there are permits issued to the food trucks. Bruce clarified they don't allow food trucks to set up on park property unless it's a city-sponsored event. Knopick clarified that a special use permit isn't an option here. It's a special event permit. A special use permit has a different connotation and it's used for officially for other actions by the Planning Commission. Knopick said there are two sets of requirements, the LDC/Zoning and the parks policy. Roberts is seeking a compromise because it's a city park used for people to gather, but understand they can't set precedent. Shute said the long-term fix is to remove that from the zoning portion of the code and set objective criteria to be used at every park. Knopick said adjusting the LDC would require a public hearing and approval of the Planning Commission before coming to the governing body and then they would need to adopt an ordinance to make changes to the municipal code. Knopick didn't believe it could be accomplished in time for this event. Pruetting said that regardless of permit, they can't restrict people based on content. Some may find certain music objectionable, but they can't deny a permit based on that content. Winters asked if other venues were offered. Bruce said they discussed other venues, like the fairgrounds or the green space by the Presbyterian Church. Bruce said Mr. Carson had communication with the American Legion. Gregorcyk values the process for potential change. What facilities do they have to host larger events besides private events such as this one? They could look at that from a tourism perspective. They could have a stage and grass seating possibly behind Celebration Park where there isn't a strong residential impact. Pruetting noted that they have talked to Mr. Carson about providing transportation services to the Independence Day event and staff are modifying the shuttle system to accommodate him. Shute said they are revising the Parks Master Plan currently. They can review how they manage large events and entertainment. They can look at land acquisition

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strategy for parks. Baldwin agreed that they don't want to make an exception, but they should start on the longer-term change now. He dislikes taxpayer-funded things, like a park, where they restrict more than they allow. Instead of restricting and requiring special permissions, it should be open all the time and they set criteria to use to shut something down. Deaton asked if a group rents a park shelter at Cornerstone, are they allowed to merge over to the amphitheater or are they required to stay at their shelter. Bruce said shelter rentals are not restricted to that shelter. It's open public space. The shelter that they rent houses their event, but they can utilities the amenities throughout the park. Deaton clarified that if they rent a park shelter, signs are posted. They don't have signs on the amphitheater, so anyone could be in it already and not be asked to move because they don't rent out the amphitheater. Is renting the amphitheater something to consider in the master plan? Bruce said it has been addressed in the Destination Downtown plan. Deaton said they can't deny permits based on content, but they could make criteria more specific, like no amplified foul language or slurs. Would that be considered content? City Attorney Denk said anytime they get into content, it's troubling. There is an exception under the first amendment for the ability to regulate obscenity. If they allow Mr. Carson to have his event, irrespective of political persuasion, it will be wide open. They can't say no to political events or commercial events. Once they start leasing it, they surrender their ability to regulate the nature of the use other than content-neutral time or place restrictions. They could regulate decibel level output. Shute noted they have consensus to unlink the special event permit from the zoning restrictions and, as part of the municipal code, to provide a list of content-neutral criteria that would govern how the parks would be used. Baldwin said it's important to consider as many alternatives as possible other than payments. If someone applies to a venue and there is an approved traffic plan, the group could have volunteers do that. Once they have the criteria and charts, they could be placed on the website. Knopick said they want to initially make a model that is easy to implement. There may be refinement over time. Gregorcyk asked if Mr. Carson had interest in the alternative locations. Bruce said he wanted it in the downtown area for accessibility, and the proximity of renting a shelter and utilizing the amphitheater. Shute asked if Mr. Carson would consider moving the event further down the calendar so they can get the process in place. Pruetting said the issue of amplified music in proximity to residential property still exists. Shute agreed, but they could have criteria for decibel levels on their checklist. Deaton noted concern that if the event is moved to make changes, and if either the Planning Commission or the Council table it to refine the criteria, they may not meet the new date. Baldwin said they shouldn't commit to a specific date, but stay in contact with Mr. Carson. Gregorcyk suggested having Mr. Carson move his event to Celebration Park. Shute and Deaton said it's not allowed out there. Knopick said Celebration Park is zoned R-1. The two alternatives, the fairgrounds or church lawn, are zoned differently and would have been allowed. Gregorcyk said it's not fair to rush through the process. Deaton said they need to be clear about criteria because if they allow this with criteria, then realize they rushed criteria, they backpedal. Shute said under the current regulations in place, they cannot have these events at Cornerstone.

Councilmember Gregorcyk asked how the city is doing on mowing. Bruce said Parks and Rec contracts out most of the trails and staff focuses on maintaining parks and ball fields. Pruetting noted that Public Works has begun mowing as well. Gregorcyk asked the Parks survey is suggesting prioritizing parks over roads. He asked the purpose of the survey. He noted the survey includes pool usage, but they didn't open the pool last year. He asked what audience received it and how will it be used. Winters said he suggested the funding questions. He said everyone wants parks and he wanted to know how that fits in residents' prioritization. Deputy Administrator Nasta said a major bias issue faced by surveys is respondents trying to guess the intent and intended usage of a question and then adjusting their responses accordingly. The survey was developed with this in mind. If the intent is to publicly clarify the purpose and usage of the funding question, the question will be invalidated. Any respondent who answers after a public clarification will have been provided context and information that other respondents didn't have and staff cannot separate those out. Nasta can provide clarification, but the governing body needs to know that if she does that publicly, staff will invalidate the question and remove it. Nasta suggested waiting until the analysis has been completed. They will then see how the questions are utilized. Gregorcyk said there are pockets of the city with no parks within walking distance. They constrict usage on what small inventory of parks they have. The master plan says a community should have a park within a mile or 1.5 miles radius. They don't have much south of Main St. Parks are part of the commitment of that community and how the community is built and designed. If they have a plan, they should stay with it. If they have a plan to introduce more parks, they

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need to fund it. Shute said they acknowledge there are gaps in the system. The city is growing and that's why they are reviewing the Parks Master Plan. There are gaps that will need to be filled with dollars; that's why there were funding questions in the survey. Gregorcyk asked how many responded to the survey and how long the survey will be available and who was the audience. Nasta said the survey is on the city's website. It was shared on facebook and sent out through textcaster. It will be available through next Wednesday. They have received 665 responses so far, and will be pushing it out across social media this week.

Councilmember Baldwin received email about traffic around Nike Elementary. He talked with Chief Belcher about more patrolling, but there's not a good place to pull over. There are concerns with trucks and with impatient parents. Baldwin asked if staff could work with the school district to work on internal queuing to get people in the parking lot and off the roadway. Chief Belcher said his staff met with the school and reviewed their traffic plan. They are already doing everything they can in the parking lot. Baldwin said drivers need to pay attention to the traffic laws and wait their turn. Shute noted they have done a lot of work with internal queuing. It's helping, but until the 199<sup>th</sup> St overpass is completed, there will be trucks coming north. Shute said they discussed options to get exceptions to some state and federal mandates with regard to regulating truck traffic because of safety concerns. The new warehouses will make the problem worse. Gregorcyk asked if they can place large signage just off the ramp to southbound traffic that says "do not pass". Belcher said they received a grant for a signboard; they can put that out as a reminder to the no passing zone southbound. Pruetting said the old SWJC Area Plan contemplated a new road to bypass 195<sup>th</sup>, but it never came to fruition. They are, as a group, supposed to determine where the trucks should go, but some are staking their positions among the municipalities and the county.

Mayor Shute said they had good discussion. They have work to do on the codes, but are moving in right direction. Shute said they should have the US 56 project underway before the end of July.

**EXECUTIVE SESSION**

1. Consider entering into executive session to discuss matters of attorney-client privilege related to a proposed development project

Councilmember Winters made a motion to recess into executive session pursuant to K.S.A. 75-4319 (b)(2), to discuss matters of attorney-client privilege related to a proposed development project beginning at 8:23 pm; returning to regular session at 8:48 pm.

Councilmember Deaton Seconded.

With all of the Councilmembers voting in favor of the motion, the motion carried.

Councilmember Gregorcyk made a motion to resume regular session at 8:48 p.m.;

Councilmember Deaton seconded.

With all of the Councilmembers voting in favor of the motion, the motion carried.

**ADJOURNMENT**

There being no further business to come before the Council, on a motion duly made by Councilmember Deaton and seconded by Councilmember Gregorcyk the meeting adjourned at 8:48 p.m.

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City Clerk

VEND NO INVOICE NO	SEQ#	VENDOR NAME VOUCHER P.O. NO NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	CHECK AMOUNT	EFT, EPAY OR HAND-ISSUED AMOUNT
0099999 04222021	00	ALFRED AND/OR CINTHIA PENA 002097	00	04/30/2021	001-0000-348.03-00	REFUND - APPLICATION	150.00	
						VENDOR TOTAL *	150.00	
0003525 939966	00	ALLEN, GIBBS & HOULIK LC PI0231 007632	00	04/23/2021	001-1305-413.31-01	2020 AUDIT SERVICES	EFT:	14,000.00
						VENDOR TOTAL *	.00	14,000.00
0000029 11629264 11636765	00	ALTEC INDUSTRIES, INC. 002098	00	04/30/2021	501-4130-441.52-04	PARTS TR# 413	EFT:	172.35
		002178	00	04/30/2021	501-4130-441.52-04	CONE HOLDER	EFT:	340.35
						VENDOR TOTAL *	.00	512.70
0000566 136655 136666 136667 136668	00	AMERICAN TOPSOIL, INC. 002099	00	04/30/2021	521-4230-442.52-12	SOIL	EFT:	198.00
		002100	00	04/30/2021	521-4230-442.52-12	SOIL	EFT:	198.00
		002101	00	04/30/2021	531-4330-443.52-12	SOIL	EFT:	198.00
		002102	00	04/30/2021	531-4330-443.52-12	SOIL	EFT:	198.00
						VENDOR TOTAL *	.00	792.00
0000607 7001917917	00	AMERICAN WATER WORKS ASSOC 002103	00	04/30/2021	521-4220-442.46-02	MEMBERSHIP-03126712	EFT:	75.00
						VENDOR TOTAL *	.00	75.00
0001986 4850742-02 4899790-02 4911428-01 4911428-02 4918537-00 4811935-00 4852181-00 4852181-01 4863652-00 4816746-00	00	ANIXTER, INC. 002104	00	04/30/2021	501-4130-441.52-31	LINE HARDWARE	EFT:	627.88
		002105	00	04/30/2021	501-4130-441.52-31	CAPS	EFT:	517.11
		002106	00	04/30/2021	501-4130-441.52-31	GROUND RODS	EFT:	297.55
		002107	00	04/30/2021	501-4130-441.52-31	PREFORM TIES	EFT:	1,207.51
		002108	00	04/30/2021	501-4130-441.52-31	INSULATORS	EFT:	463.63
		002165	00	04/30/2021	501-4130-441.52-02	IMPACT	EFT:	382.07
		002167	00	04/30/2021	501-4130-441.52-25	FUSE	EFT:	1,280.86
		002168	00	04/30/2021	501-4130-441.52-25	FUSE	EFT:	667.80
		002169	00	04/30/2021	501-4130-441.52-25	REFRACTOR SHIELD	EFT:	1,032.00
		002166	00	04/30/2021	501-4140-441.62-15	BRACKETS	EFT:	4,707.43
						VENDOR TOTAL *	.00	11,183.84
0000058 7589-04162021 7589-04162021 7589-04162021	00	ANSWER KANSAS CITY, LTD. INC. 002109	00	04/30/2021	501-4110-441.40-03	MONTHLY BILLING	EFT:	153.74
		002110	00	04/30/2021	521-4230-442.31-15	MONTHLY BILLING	EFT:	13.74
		002111	00	04/30/2021	531-4330-443.31-15	MONTHLY BILLING	EFT:	13.74
						VENDOR TOTAL *	.00	181.22
0004969 20210423	00	ARVEST EQUIPMENT FINANCE 002151	00	04/23/2021	001-3120-431.61-04	SKID STEER LEASE PMT	CHECK #: 130	10,023.56
						VENDOR TOTAL *	.00	10,023.56
0004465 SI-1710248	00	AXON ENTERPRISE, INC. PI0233 007636	00	01/15/2021	001-2120-421.52-20	TASERS & EQUIPMENT	EFT:	12,529.00
						VENDOR TOTAL *	.00	12,529.00
0004092	00	BANK OF NEW YORK MELLON						

VEND NO	SEQ#	VENDOR NAME	BNK	CHECK/DUE	ACCOUNT	ITEM	CHECK	EFT, EPAY OR
INVOICE		VOUCHER P.O.		DATE	NO	DESCRIPTION	AMOUNT	HAND- ISSUED
NO		NO						AMOUNT
0004092	00	BANK OF NEW YORK MELLON						
GARDNER PBC12-1002152			00	04/30/2021	301-9100-491.71-02	2012A PBC	CHECK #: 105	5,287.50
VENDOR TOTAL *							.00	5,287.50
0001773	00	BHC RHODES						
39006		PI0235 007391	00	04/26/2021	130-3130-431.62-04	AMENDMENT 1	EFT:	8,822.00
39009		PI0229 007629	00	04/26/2021	521-4210-442.31-15	TECHNICAL SPECIFICATIONS	EFT:	3,720.45
39009		PI0230 007630	00	04/26/2021	531-4310-443.31-15	TECHNICAL SPECIFICATIONS	EFT:	3,720.45
VENDOR TOTAL *							.00	16,262.90
0000064	00	BIG O TIRES						
016001-145500		002112	00	04/30/2021	501-4110-441.43-05	TIRE REPAIR	EFT:	22.84
VENDOR TOTAL *							.00	22.84
0002420	00	BRENNTAG MID-SOUTH, INC						
BMS842186		PI0224 007584	00	04/14/2021	521-4220-442.52-13	SODIUM PERMANGANATE	EFT:	2,778.50
BMS846857		PI0225 007584	00	04/21/2021	521-4220-442.52-13	SODIUM PERMANGANATE	EFT:	2,728.50
BMS849321		PI0226 007588	00	04/21/2021	521-4220-442.52-13	HYDROFLUOROSILICIC ACID	EFT:	1,056.00
BMS848009		PI0227 007589	00	04/21/2021	521-4220-442.52-13	ROBIN 110	EFT:	241.50
VENDOR TOTAL *							.00	6,804.50
0000001	00	CENTURYLINK						
313239127	0421	002113	00	04/30/2021	531-4320-443.40-03	MONTHLY BILLING	280.90	
VENDOR TOTAL *							280.90	
0002321	00	CES						
OLA/056131		002114	00	04/30/2021	501-4110-441.52-20	LED LIGHTS	EFT:	166.40
VENDOR TOTAL *							.00	166.40
0005100	00	CHAMPION TEAMWEAR						
11255200		002115	00	04/30/2021	001-6130-461.53-02	STAFF GEAR (GAC)	EFT:	3,324.00
VENDOR TOTAL *							.00	3,324.00
0001842	00	CITY OF OLATHE						
62070		002170	00	04/30/2021	521-4230-442.31-15	WATER LAB TESTING	EFT:	683.00
VENDOR TOTAL *							.00	683.00
0004998	00	DELTA DENTAL OF KANSAS						
1005114202105		002123	00	04/30/2021	001-1120-411.21-01	MONTHLY BILLING	EFT:	46.26
1005114202105		002124	00	04/30/2021	001-1140-411.21-01	MONTHLY BILLING	EFT:	111.10
1005114202105		002125	00	04/30/2021	001-1150-411.21-01	MONTHLY BILLING	EFT:	18.58
1005114202105		002127	00	04/30/2021	001-1305-413.21-01	MONTHLY BILLING	EFT:	64.84
1005114202105		002128	00	04/30/2021	001-1310-413.21-01	MONTHLY BILLING	EFT:	203.62
1005114202105		002130	00	04/30/2021	001-1330-413.21-01	MONTHLY BILLING	EFT:	92.52
1005114202105		002132	00	04/30/2021	001-2110-421.21-01	MONTHLY BILLING	EFT:	296.14
1005114202105		002133	00	04/30/2021	001-2120-421.21-01	MONTHLY BILLING	EFT:	802.73
1005114202105		002134	00	04/30/2021	001-2130-421.21-01	MONTHLY BILLING	EFT:	18.58
1005114202105		002135	00	04/30/2021	001-3120-431.21-01	MONTHLY BILLING	EFT:	222.20
1005114202105		002136	00	04/30/2021	001-3130-431.21-01	MONTHLY BILLING	EFT:	148.26
1005114202105		002144	00	04/30/2021	001-6105-461.21-01	MONTHLY BILLING	EFT:	148.26

VEND NO	SEQ#	VENDOR NAME		BNK	CHECK/DUE	ACCOUNT	ITEM	CHECK	EFT, EPAY OR
INVOICE		VOUCHER	P.O.		DATE	NO	DESCRIPTION	AMOUNT	HAND-ISSUED
NO		NO	NO						AMOUNT
0004998	00	DELTA	DENTAL OF KANSAS						
1005114202105		002145		00	04/30/2021	001-6120-461.21-01	MONTHLY BILLING	EFT:	175.94
1005114202105		002146		00	04/30/2021	001-7110-471.21-01	MONTHLY BILLING	EFT:	157.36
1005114202105		002147		00	04/30/2021	001-7120-471.21-01	MONTHLY BILLING	EFT:	111.10
1005114202105		002137		00	04/30/2021	501-4110-441.21-01	MONTHLY BILLING	EFT:	111.10
1005114202105		002138		00	04/30/2021	501-4120-441.21-01	MONTHLY BILLING	EFT:	175.94
1005114202105		002139		00	04/30/2021	501-4130-441.21-01	MONTHLY BILLING	EFT:	360.98
1005114202105		002140		00	04/30/2021	521-4210-442.21-01	MONTHLY BILLING	EFT:	46.26
1005114202105		002141		00	04/30/2021	521-4220-442.21-01	MONTHLY BILLING	EFT:	222.20
1005114202105		002142		00	04/30/2021	521-4230-442.21-01	MONTHLY BILLING	EFT:	139.16
1005114202105		002143		00	04/30/2021	531-4320-443.21-01	MONTHLY BILLING	EFT:	157.36
1005114202105		002126		00	04/30/2021	601-1230-412.21-01	MONTHLY BILLING	EFT:	18.58
1005114202105		002131		00	04/30/2021	602-1340-413.21-01	MONTHLY BILLING	EFT:	138.78
1005114202105		002129		00	04/30/2021	604-1320-413.21-01	MONTHLY BILLING	EFT:	129.68
1005114202105		002122		00	04/30/2021	721-0000-202.03-08	MONTHLY BILLING	EFT:	4,306.26
VENDOR TOTAL *								.00	8,423.79
0004946	00	EVERGY							
7011930732	0421002116			00	04/30/2021	531-4320-443.40-05	MONTHLY BILLING	291.24	
6466308678	0421002148			00	04/30/2021	531-4320-443.40-05	MONTHLY BILLING	113.38	
VENDOR TOTAL *								404.62	
0004492	00	FLOWER FARM, THE							
33868	002117			00	04/30/2021	001-6110-461.54-51	GIVEAWAYS / DEMOS	19.98	
VENDOR TOTAL *								19.98	
0000086	00	GALLS, LLC							
018206763	002118			00	04/30/2021	001-2120-421.53-02	NAME PANELS	EFT:	45.84
018211123	002119			00	04/30/2021	001-2120-421.53-02	PATROL BOOTS - BRENEMAN	EFT:	125.00
018226862	002171			00	04/30/2021	001-2120-421.53-02	SHIRTS - WEATHERS CVSA	EFT:	108.15
VENDOR TOTAL *								.00	278.99
0000088	00	GARDNER ANIMAL HOSPITAL, P.A. INC.							
6723	PI0228	007623		00	04/14/2021	001-2130-421.31-17	2ND QTR SHELTER FEES	24,900.00	
VENDOR TOTAL *								24,900.00	
0005089	00	GOTTA-GO, LLC							
21520	002120			00	04/30/2021	521-4220-442.31-15	SEPTIC TANK PUMPING	EFT:	325.00
VENDOR TOTAL *								.00	325.00
0000181	00	GRAINGER							
9864354767	002120			00	04/30/2021	521-4220-442.52-20	SUPPLIES	EFT:	438.63
VENDOR TOTAL *								.00	438.63
0004815	00	GRANICUS							
136045	PI0232	007635		00	01/26/2021	602-1340-413.47-05	GOVACCESS	EFT:	8,265.44
VENDOR TOTAL *								.00	8,265.44
0001840	00	GT DISTRIBUTORS INC							
INV0838219	002120			00	04/30/2021	001-2120-421.53-02	HOLSTER	EFT:	252.00

VEND NO	SEQ#	VENDOR NAME							EFT, EPAY OR
INVOICE		VOUCHER	P.O.	BNK	CHECK/DUE	ACCOUNT	ITEM	CHECK	HAND-ISSUED
NO		NO	NO		DATE	NO	DESCRIPTION	AMOUNT	AMOUNT
0001840	00	GT DISTRIBUTORS INC							
INV0838221		002120		00	04/30/2021	001-2120-421.53-02	GUN SUPPLIES	EFT:	427.66
INV0838351		002120		00	04/30/2021	001-2120-421.53-02	GUN SUPPLIES	EFT:	342.00
VENDOR TOTAL *								.00	1,021.66
0000013	00	HACH COMPANY							
12405396		002120		00	04/30/2021	521-4220-442.52-12	MAINTENANCE KIT	EFT:	933.40
VENDOR TOTAL *								.00	933.40
0000285	00	HARRISON MACHINE SHOP & WELDING INC							
41964		002120		00	04/30/2021	521-4230-442.52-31	WATER METER LIDS	EFT:	1,575.00
VENDOR TOTAL *								.00	1,575.00
0000201	00	HASTY AWARDS							
04210415		002120		00	04/30/2021	001-6110-461.47-53	SOCCER MEDALS	EFT:	214.33
04210415		002120		00	04/30/2021	001-6110-461.47-53	SOCCER MEDALS	EFT:	1,362.82
VENDOR TOTAL *								.00	1,577.15
0005013	00	HSA BANK							
W301738		002153		00	04/27/2021	001-1140-411.31-15	OUTSOURCED SERVICES	CHECK #:	131
VENDOR TOTAL *								.00	119.00
0005000	00	HUMANA INSURANCE COMPANY							
702625410		002120		00	04/30/2021	001-1120-411.21-01	MONTHLY BILLING	EFT:	3,915.56
702625410		002120		00	04/30/2021	001-1140-411.21-01	MONTHLY BILLING	EFT:	2,040.60
702625410		002120		00	04/30/2021	001-1150-411.21-01	MONTHLY BILLING	EFT:	536.32
702625410		002120		00	04/30/2021	001-1305-413.21-01	MONTHLY BILLING	EFT:	1,556.62
702625410		002120		00	04/30/2021	001-1310-413.21-01	MONTHLY BILLING	EFT:	5,184.82
702625410		002120		00	04/30/2021	001-1330-413.21-01	MONTHLY BILLING	EFT:	2,229.70
702625410		002120		00	04/30/2021	001-2110-421.21-01	MONTHLY BILLING	EFT:	7,451.66
702625410		002120		00	04/30/2021	001-2120-421.21-01	MONTHLY BILLING	EFT:	19,080.51
702625410		002120		00	04/30/2021	001-2130-421.21-01	MONTHLY BILLING	EFT:	536.32
702625410		002120		00	04/30/2021	001-3116-431.21-01	MONTHLY BILLING	EFT:	1,020.30
702625410		002120		00	04/30/2021	001-3120-431.21-01	MONTHLY BILLING	EFT:	3,838.66
702625410		002120		00	04/30/2021	001-3130-431.21-01	MONTHLY BILLING	EFT:	4,851.44
702625410		002120		00	04/30/2021	001-6105-461.21-01	MONTHLY BILLING	EFT:	4,911.30
702625410		002120		00	04/30/2021	001-6120-461.21-01	MONTHLY BILLING	EFT:	5,554.47
702625410		002120		00	04/30/2021	001-7110-471.21-01	MONTHLY BILLING	EFT:	3,491.44
702625410		002120		00	04/30/2021	001-7120-471.21-01	MONTHLY BILLING	EFT:	2,911.90
702625410		002120		00	04/30/2021	501-4110-441.21-01	MONTHLY BILLING	EFT:	3,302.34
702625410		002120		00	04/30/2021	501-4120-441.21-01	MONTHLY BILLING	EFT:	4,755.88
702625410		002120		00	04/30/2021	501-4130-441.21-01	MONTHLY BILLING	EFT:	9,593.48
702625410		002120		00	04/30/2021	521-4210-442.21-01	MONTHLY BILLING	EFT:	1,209.40
702625410		002120		00	04/30/2021	521-4220-442.21-01	MONTHLY BILLING	EFT:	5,819.86
702625410		002120		00	04/30/2021	521-4230-442.21-01	MONTHLY BILLING	EFT:	5,447.62
702625410		002120		00	04/30/2021	531-4320-443.21-01	MONTHLY BILLING	EFT:	5,041.52
702625410		002120		00	04/30/2021	601-1230-412.21-01	MONTHLY BILLING	EFT:	536.32
702625410		002120		00	04/30/2021	601-1230-412.31-15	MONTHLY BILLING	EFT:	970.46
702625410		002120		00	04/30/2021	602-1340-413.21-01	MONTHLY BILLING	EFT:	3,439.10
702625410		002120		00	04/30/2021	604-1320-413.21-01	MONTHLY BILLING	EFT:	4,799.10

VEND NO	SEQ#	VENDOR NAME		BNK	CHECK/DUE	ACCOUNT	ITEM	CHECK	EFT, EPAY OR
INVOICE		VOUCHER	P.O.		DATE	NO	DESCRIPTION	AMOUNT	HAND-ISSUED
NO		NO	NO						AMOUNT
0005000	00	HUMANA INSURANCE COMPANY							
702625410		002120		00	04/30/2021	721-0000-202.03-08	MONTHLY BILLING	EFT:	21,042.10
VENDOR TOTAL *								.00	135,068.80
0000995	00	JCI INDUSTRIES INC.							
8211748		002120		00	04/30/2021	521-4220-442.52-12	POLYPROPYLENE COMPRESS.	EFT:	72.00
VENDOR TOTAL *								.00	72.00
0000309	00	JOHNSON COUNTY SHERIFF'S OFFICE							
171360		002120		00	04/30/2021	001-2110-421.31-11	PRISONER BOARDING 1ST QTR	EFT:	2,535.00
VENDOR TOTAL *								.00	2,535.00
0000300	00	KANSAS DEPT OF REVENUE							
1112-GY3X-BBK2		002156		00	04/22/2021	001-0000-207.20-00	MAR '21 SALES TAX	CHECK #:	103 164.54
1112-664M-KC3J		002163		00	04/22/2021	501-0000-207.20-00	MAR '21 SALES/USE TAX	CHECK #:	103 47,435.11
1112-664M-KC3J		002157		00	04/22/2021	501-4110-441.48-02	MAR '21 SALES/USE TAX	CHECK #:	103 14.47
1112-8757-FGNX		002154		00	04/22/2021	501-4130-441.48-02	MAR '21 USE TAX	CHECK #:	103 84.57
1112-664M-KC3J		002158		00	04/22/2021	501-4130-441.48-02	MAR '21 SALES/USE TAX	CHECK #:	103 41.55
1112-664M-KC3J		002159		00	04/22/2021	501-4140-441.63-73	MAR '21 SALES/USE TAX	CHECK #:	103 4,538.98
1112-GY3X-BBK2		002155		00	04/22/2021	551-0000-207.20-00	MAR '21 SALES TAX	CHECK #:	103 346.43
1112-664M-KC3J		002160		00	04/22/2021	602-1340-413.48-02	MAR '21 SALES/USE TAX	CHECK #:	103 27.59
1112-664M-KC3J		002161		00	04/22/2021	603-3150-431.48-02	MAR '21 SALES/USE TAX	CHECK #:	103 131.43
1112-664M-KC3J		002162		00	04/22/2021	604-1320-413.48-02	MAR '21 SALES/USE TAX	CHECK #:	103 1,141.60
VENDOR TOTAL *								.00	53,926.27
0002671	00	KANSAS GAS SERVICE							
105901600	0421	002120		00	04/30/2021	551-4520-445.40-04	MONTHLY BILLING	113.99	
VENDOR TOTAL *								113.99	
0004949	00	LEGAL RECORD, THE							
L90544		002172		00	04/30/2021	551-4540-445.61-03	ADVERTISEMENT	EFT:	7.87
VENDOR TOTAL *								.00	7.87
0002354	00	LOGAN CONTRACTORS SUPPLY, INC							
Q42081		002120		00	04/30/2021	521-4230-442.52-02	HOT SAW	799.99	
Q42081		002120		00	04/30/2021	531-4330-443.52-02	HOT SAW	800.00	
VENDOR TOTAL *								1,599.99	
0099999	00	MATTHEW LEPKE							
04282021		002120		00	04/30/2021	001-1140-411.46-05	REIMB. MILEAGE & MEAL	262.57	
VENDOR TOTAL *								262.57	
0004464	00	MID-STATE RENTAL							
111626-2		002173		00	04/30/2021	001-3120-431.44-02	RENTAL	EFT:	155.18
VENDOR TOTAL *								.00	155.18
0003579	00	MID-STATES MATERIALS LLC							
103596		002120		00	04/30/2021	501-4140-441.62-15	MATERIAL	362.09	
VENDOR TOTAL *								362.09	
0003440	00	MIDWEST PUBLIC RISK- PL DEDUCTIBLES							



VEND NO INVOICE NO	SEQ#	VENDOR NAME VOUCHER P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	CHECK AMOUNT	EFT, EPAY OR HAND-ISSUED AMOUNT
0003440 MPR210054	00	MIDWEST PUBLIC RISK- PL DEDUCTIBLES 002120	00	04/30/2021	001-3120-431.52-16	SNOW PLOW ACCIDENT	EFT:	422.49
						VENDOR TOTAL *	.00	422.49
0005101 AT0026283	00	NETSTANDARD INC PI0234 007637	00	03/31/2021	602-1340-413.31-15	IT CONSULTING	EFT:	4,500.00
						VENDOR TOTAL *	.00	4,500.00
0004957 2021101	00	NEXGRID, LLC PI0221 007462	00	03/31/2021	501-4140-441.63-73	SMART METERS - ELECTRIC	EFT:	103,878.32
						VENDOR TOTAL *	.00	103,878.32
0000142 159724 00	00	OLATHE WINWATER WORKS 002120	00	04/30/2021	521-4230-442.52-31	WATER METER LIDS	EFT:	2,600.00
						VENDOR TOTAL *	.00	2,600.00
0000393 385254	00	OLSSON, INC. PI0222 007511	00	04/23/2021	130-3130-431.62-19	AMENDMENT 1	EFT:	588.08
						VENDOR TOTAL *	.00	588.08
0005004 095128 01	00	PEER, ADAM 76447002120	00	04/30/2021	001-1330-413.31-02	COURT APPT ATTY FEES	EFT:	84.00
094005 01		002120	00	04/30/2021	001-1330-413.31-02	COURT APPT ATTY FEES	EFT:	168.00
						VENDOR TOTAL *	.00	252.00
0004624 404461	00	POWER ENGINEERS, INC 002120	00	04/30/2021	501-4140-441.62-15	DIST. POINT SWITCH PROJ.	EFT:	659.04
						VENDOR TOTAL *	.00	659.04
0000149 63085039	00	PRAXAIR DISTRIBUTION INC 002174	00	04/30/2021	001-3116-431.44-02	CYLINDER RENTAL	EFT:	50.46
						VENDOR TOTAL *	.00	50.46
0005102 01222021	00	ROBERTS, ZACHARY 002149	00	04/30/2021	001-2120-421.46-01	FIELD TRNG OFFICER MGMT	115.50	
						VENDOR TOTAL *	115.50	
0000161 24361	00	SIGN HERE, INC. 002175	00	04/30/2021	001-3130-431.52-04	VEHICLE NUMBER	EFT:	12.00
						VENDOR TOTAL *	.00	12.00
0005070 566	00	SMH CONSULTANTS PA PI0223 007569	00	04/15/2021	521-4240-442.62-16	CONSULTING SERVICES	EFT:	776.25
						VENDOR TOTAL *	.00	776.25
0001566 8061963044	00	STAPLES BUSINESS ADVANTAGE 002120	00	04/30/2021	001-2110-421.52-20	OFFICE SUPPLIES	EFT:	54.36
						VENDOR TOTAL *	.00	54.36
0004785	00	SUMNERONE, INC						

VEND NO INVOICE NO	SEQ#	VENDOR NAME VOUCHER P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	CHECK AMOUNT	EFT, EPAY OR HAND-ISSUED AMOUNT
0004785 2835200 2842113	00	SUMNERONE, INC 002120 002120	00	04/30/2021 04/30/2021	501-4110-441.43-02 501-4130-441.43-02	MONTHLY BILLING MONTHLY BILLING	EFT: EFT:	105.60 29.26
						VENDOR TOTAL *	.00	134.86
0000203 28777 28637	00	SUPERIOR BOWEN ASPHALT, L.L.C. 002176 002120	00	04/30/2021 04/30/2021	117-3120-431.43-06 501-4120-441.52-01	PATCHING ELECTRIC GEN. PARKING LOT	EFT: EFT:	542.74 949.08
						VENDOR TOTAL *	.00	1,491.82
0000825 17090556	00	SUPERIOR SIGNALS, INC 002120	00	04/30/2021	501-4130-441.52-04	STROBE LIGHT TR# 400	EFT:	256.71
						VENDOR TOTAL *	.00	256.71
0000407 404803152	00	TOMPKINS INDUSTRIES, INC. 002177	00	04/30/2021	501-4120-441.52-12	HOSE ASSEMBLY	EFT:	75.31
						VENDOR TOTAL *	.00	75.31
0005050 315163	00	TRITECH SOFTWARE SYSTEMS 002120	00	04/30/2021	602-1340-413.47-05	MONTHLY BILLING	EFT:	180.00
						VENDOR TOTAL *	.00	180.00
0002484 4558211	00	US FOOD SERVICE 002120	00	04/30/2021	001-6110-461.52-15	CONCESSION FOOD	EFT:	284.16
						VENDOR TOTAL *	.00	284.16
0000238 582313	00	USA BLUE BOOK 002120	00	04/30/2021	521-4220-442.52-12	PUMP CABLE	EFT:	70.35
						VENDOR TOTAL *	.00	70.35
0099999 000060839	00	WASHINGTON, TYMAHD & NAOMI UT	00	04/22/2021	501-0000-229.00-00	MANUAL CHECK	21.41	
						VENDOR TOTAL *	21.41	
0003221 71276968 71276968 71276968 71276968 71276968 71276968 71276968 71276968 71276968 71276968	00	WEX BANK 002120 002120 002120 002120 002120 002120 002120 002120 002120 002120 002120	00	04/30/2021 04/30/2021 04/30/2021 04/30/2021 04/30/2021 04/30/2021 04/30/2021 04/30/2021 04/30/2021 04/30/2021 04/30/2021	001-2110-421.52-09 001-2120-421.52-09 001-2130-421.52-09 001-3116-431.52-09 001-3120-431.52-09 001-3130-431.52-09 001-6120-461.52-09 001-7120-471.52-09 603-3150-431.52-09 604-1320-413.52-09	FUEL FUEL FUEL FUEL FUEL FUEL FUEL FUEL FUEL FUEL	EFT: EFT: EFT: EFT: EFT: EFT: EFT: EFT: EFT: EFT:	156.23 5,246.49 148.17 42.86 1,016.21 165.66 796.36 259.61 118.24 343.52
						VENDOR TOTAL *	.00	8,293.35
						HAND ISSUED TOTAL ***		69,356.33
						EFT/EPAY TOTAL ***		351,794.87

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VEND NO	SEQ#	VENDOR NAME		BNK	CHECK/DUE	ACCOUNT	ITEM	CHECK	EFT, EPAY OR
INVOICE		VOUCHER	P.O.		DATE	NO	DESCRIPTION	AMOUNT	HAND-ISSUED
NO		NO	NO						AMOUNT
-----									
0003221	00								
							TOTAL EXPENDITURES ****	28,231.05	421,151.20
						GRAND TOTAL	*****		449,382.25

PAGE 1

PAYMENT DATE: 05/05/2021

EFT, EPAY OR  
HAND-ISSUED  
AMOUNT

VEND NO	SEQ#	VENDOR NAME							EFT, EPAY OR
INVOICE		VOUCHER	P.O.	BNK	CHECK/DUE	ACCOUNT	ITEM	CHECK	HAND-ISSUED
NO		NO	NO		DATE	NO	DESCRIPTION	AMOUNT	AMOUNT
<hr/>									
0004884	00	JOHNSON COUNTY DISTRICT COURT							
21CV00392		PI0244	007642	00	04/28/2021	531-4340-443.62-10	PRAIRIE TRACE COMP. & FEE	16,650.00	
VENDOR TOTAL *								16,650.00	
TOTAL EXPENDITURES ****								16,650.00	
GRAND TOTAL						*****			16,650.00

VEND NO	SEQ#	VENDOR NAME		BNK	CHECK/DUE	ACCOUNT	ITEM	CHECK	EFT, EPAY OR
INVOICE		VOUCHER	P.O.		DATE	NO	DESCRIPTION	AMOUNT	HAND-ISSUED
NO		NO	NO						AMOUNT
0099999	00	ALEXANDRIA MARIE WILSON							
094073		002184		00	05/07/2021	001-0000-228.30-00	CASH BOND REFUND	5.00	
VENDOR TOTAL *								5.00	
0000029	00	ALTEC INDUSTRIES, INC.							
50768034		002318		00	05/07/2021	501-4130-441.43-05	SOLENOID TR# 401	EFT:	341.56
VENDOR TOTAL *								.00	341.56
0005073	00	AMERICAN MESSAGING SERVICES							
E1400027VE		002325		00	05/07/2021	001-3120-431.40-03	MONTHLY BILLING	EFT:	8.24
E1400476VE		002319		00	05/07/2021	501-4130-441.40-03	MONTHLY BILLING	EFT:	126.82
E1400027VE		002323		00	05/07/2021	521-4220-442.40-03	MONTHLY BILLING	EFT:	40.73
E1400027VE		002321		00	05/07/2021	521-4230-442.40-03	MONTHLY BILLING	EFT:	4.39
E1400027VE		002324		00	05/07/2021	531-4320-443.40-03	MONTHLY BILLING	EFT:	54.18
E1400027VE		002322		00	05/07/2021	531-4330-443.40-03	MONTHLY BILLING	EFT:	4.39
VENDOR TOTAL *								.00	238.75
0001986	00	ANIXTER, INC.							
4902787-01		002186		00	05/07/2021	501-4130-441.52-31	LOADBREAK & CUTOOT	EFT:	1,810.68
4911428-00		002187		00	05/07/2021	501-4130-441.52-31	MATERIALS	EFT:	289.21
4911428-03		002188		00	05/07/2021	501-4130-441.52-25	HOUSE SHIELDS & WASHERS	EFT:	74.33
4912584-00		002189		00	05/07/2021	501-4130-441.52-02	POLE TAMPER	EFT:	2,089.48
4917147-00		002190		00	05/07/2021	501-4130-441.52-02	CRIP TOOLS	EFT:	4,610.41
4929860-00		002191		00	05/07/2021	501-4130-441.52-31	ELBOWS	EFT:	1,422.44
4860554-00		PI0245	007641	00	02/26/2021	501-4130-441.52-25	STREET LIGHT REPAIR	EFT:	5,465.98
4631162-18		002185		00	05/07/2021	501-4140-441.62-15	PVC CONDUIT	EFT:	705.89
VENDOR TOTAL *								.00	16,468.42
0003953	00	AUTOMATED CONTROL SYSTEMS CORP							
C112035		002192		00	05/07/2021	603-3150-431.31-15	SERVER REPAIRS	EFT:	900.00
VENDOR TOTAL *								.00	900.00
0004994	00	BENEFITS DIRECT							
A008350		002195		00	05/07/2021	001-1120-411.21-01	MONTHLY BILLING	EFT:	34.30
A008350		002196		00	05/07/2021	001-1140-411.21-01	MONTHLY BILLING	EFT:	30.18
A008350		002197		00	05/07/2021	001-1150-411.21-01	MONTHLY BILLING	EFT:	6.50
A008350		002199		00	05/07/2021	001-1305-413.21-01	MONTHLY BILLING	EFT:	16.28
A008350		002200		00	05/07/2021	001-1310-413.21-01	MONTHLY BILLING	EFT:	62.10
A008350		002202		00	05/07/2021	001-1330-413.21-01	MONTHLY BILLING	EFT:	27.80
A008350		002204		00	05/07/2021	001-2110-421.21-01	MONTHLY BILLING	EFT:	77.54
A008350		002205		00	05/07/2021	001-2120-421.21-01	MONTHLY BILLING	EFT:	260.18
A008350		002206		00	05/07/2021	001-2130-421.21-01	MONTHLY BILLING	EFT:	6.50
A008350		002207		00	05/07/2021	001-3116-431.21-01	MONTHLY BILLING	EFT:	9.78
A008350		002208		00	05/07/2021	001-3120-431.21-01	MONTHLY BILLING	EFT:	60.36
A008350		002209		00	05/07/2021	001-3130-431.21-01	MONTHLY BILLING	EFT:	57.08
A008350		002218		00	05/07/2021	001-6105-461.21-01	MONTHLY BILLING	EFT:	60.30
A008350		002219		00	05/07/2021	001-6120-461.21-01	MONTHLY BILLING	EFT:	64.48
A008350		002220		00	05/07/2021	001-7110-471.21-01	MONTHLY BILLING	EFT:	44.08
A008350		002221		00	05/07/2021	001-7120-471.21-01	MONTHLY BILLING	EFT:	33.46
A008350		002211		00	05/07/2021	501-4110-441.21-01	MONTHLY BILLING	EFT:	40.80

VEND NO INVOICE NO	SEQ#	VENDOR NAME VOUCHER P.O. NO NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	CHECK AMOUNT	EFT, EPAY OR HAND-ISSUED AMOUNT
0004994	00	BENEFITS DIRECT						
A008350		002212	00	05/07/2021	501-4120-441.21-01	MONTHLY BILLING	EFT:	47.30
A008350		002213	00	05/07/2021	501-4130-441.21-01	MONTHLY BILLING	EFT:	109.46
A008350		002214	00	05/07/2021	521-4210-442.21-01	MONTHLY BILLING	EFT:	13.90
A008350		002215	00	05/07/2021	521-4220-442.21-01	MONTHLY BILLING	EFT:	64.48
A008350		002216	00	05/07/2021	521-4230-442.21-01	MONTHLY BILLING	EFT:	62.68
A008350		002217	00	05/07/2021	531-4320-443.21-01	MONTHLY BILLING	EFT:	50.58
A008350		002198	00	05/07/2021	601-1230-412.21-01	MONTHLY BILLING	EFT:	13.90
A008350		002203	00	05/07/2021	602-1340-413.21-01	MONTHLY BILLING	EFT:	37.58
A008350		002210	00	05/07/2021	603-3150-431.21-01	MONTHLY BILLING	EFT:	6.50
A008350		002201	00	05/07/2021	604-1320-413.21-01	MONTHLY BILLING	EFT:	36.68
A008350		002193	00	05/07/2021	721-0000-202.03-07	MONTHLY BILLING	EFT:	8,330.98
A008350		002194	00	05/07/2021	721-0000-202.03-08	MONTHLY BILLING	EFT:	254.74
VENDOR TOTAL *							.00	9,920.50
0000064	00	BIG O TIRES						
016001-145602		002326	00	05/07/2021	001-3120-431.43-05	WHEEL ALIGNMENT #507	EFT:	89.99
016001-145243		002222	00	05/07/2021	531-4320-443.52-05	TIRE FOR MOWER	EFT:	137.24
VENDOR TOTAL *							.00	227.23
0004675	00	BORDER STATES INDUSTRIES INC						
921936430		002223	00	05/07/2021	501-4130-441.52-31	LINE HARDWARE	EFT:	200.07
VENDOR TOTAL *							.00	200.07
0002420	00	BRENNTAG MID-SOUTH, INC						
BMS842187		PI0242 007638	00	04/16/2021	521-4220-442.52-13	SODIUM HYDROXIDE	EFT:	5,585.00
BMS856375		PI0248 007589	00	05/03/2021	521-4220-442.52-13	ROBIN 110	EFT:	724.50
VENDOR TOTAL *							.00	6,309.50
0099999	00	CARLOS CASTILLO LANDIN JR						
099781		002183	00	05/07/2021	001-0000-228.30-00	CASH BOND REFUND	35.00	
VENDOR TOTAL *							35.00	
0004443	00	CATCH IT WILDLIFE AND PEST CONTROL						
2136		002318	00	05/07/2021	001-6120-461.31-15	PEST CONTROL	175.00	
2993		002224	00	05/07/2021	531-4320-443.31-15	PEST CONTROL	800.00	
VENDOR TOTAL *							975.00	
0004671	00	CELLEBRITE INC						
Q-193850-1		002226	00	05/07/2021	001-2110-421.31-15	CELLEBRITE RENEWAL	EFT:	4,300.00
Q-193848-1		002225	00	05/07/2021	001-2120-421.46-01	CELLEBRITE TRAINING	EFT:	3,850.00
VENDOR TOTAL *							.00	8,150.00
0004117	00	CENTURYLINK BUSINESS SERVICES						
221462620		002311	00	05/07/2021	602-1340-413.40-03	MONTHLY BILLING	1,449.95	
VENDOR TOTAL *							1,449.95	
0001842	00	CITY OF OLATHE						
62072		002227	00	05/07/2021	521-4220-442.31-15	WATER LAB TESTING	EFT:	330.00
VENDOR TOTAL *							.00	330.00
0003481	00	DPC INDUSTRIES INC						

PROGRAM: GM339L

AS OF: 05/07/2021

PAYMENT DATE: 05/07/2021

CITY OF GARDNER

VEND NO INVOICE NO	SEQ#	VENDOR NAME VOUCHER P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	CHECK AMOUNT	EFT, EPAY OR HAND-ISSUED AMOUNT
0003481	00	DPC INDUSTRIES INC						
817000855-21		PI0240 007585	00	04/21/2021	521-4220-442.52-13	CHLORINE	EFT:	738.00
817000854-21		PI0241 007587	00	04/21/2021	521-4220-442.52-13	AMMONIUM SULFATE	EFT:	1,140.00
						VENDOR TOTAL *	.00	1,878.00
0003960	00	ELLIOTT EQUIPMENT COMPANY						
161410		002318	00	05/07/2021	531-4330-443.52-04	VAC TRUCK HOSE	EFT:	420.00
						VENDOR TOTAL *	.00	420.00
0004946	00	EVERGY						
4469208877	0421	002228	00	05/07/2021	521-4220-442.40-05	MONTHLY BILLING	63.38	
						VENDOR TOTAL *	63.38	
0003751	00	EVOQUA WATER TECH, LLC						
904868615		002229	00	05/07/2021	531-4320-443.31-15	SUPPLIES	EFT:	302.38
						VENDOR TOTAL *	.00	302.38
0002956	00	FASTENAL CO.						
KSKA3143345		002319	00	05/07/2021	501-4130-441.52-12	BATTERIES - SHOP USE	EFT:	17.49
KSKA3143335		002319	00	05/07/2021	501-4130-441.52-12	BATTERIES - SHOP USE	EFT:	11.67
KSKA3143206		002230	00	05/07/2021	521-4230-442.52-32	HARDWARE	EFT:	26.49
						VENDOR TOTAL *	.00	55.65
0000086	00	GALLS, LLC						
018259384		002231	00	05/07/2021	001-2120-421.53-02	NAME PANEL - STILLMAN	EFT:	23.54
018259776		002232	00	05/07/2021	001-2120-421.53-02	DEPT. PATCHES	EFT:	636.00
						VENDOR TOTAL *	.00	659.54
0003536	00	GERKEN RENT-ALL						
386572-6		002233	00	05/07/2021	001-6120-461.44-02	CONCRETE BUGGY RENTAL	107.07	
						VENDOR TOTAL *	107.07	
0000181	00	GRAINGER						
9878488767		002319	00	05/07/2021	521-4220-442.52-12	VALVE WITH PORT	EFT:	53.57
9860939579		002234	00	05/07/2021	531-4320-443.52-01	BACKFLOW PREVENTOR	EFT:	3,118.28
						VENDOR TOTAL *	.00	3,171.85
0001840	00	GT DISTRIBUTORS INC						
INV0839311		002235	00	05/07/2021	001-2120-421.53-02	GRIPS & SLINGS	EFT:	85.42
						VENDOR TOTAL *	.00	85.42
0005097	00	G2O TECHNOLOGIES						
910007515		PI0243 007639	00	04/09/2021	521-4220-442.52-13	ALUMINUM CHLOROHYDRATE	EFT:	14,164.80
						VENDOR TOTAL *	.00	14,164.80
0004993	00	HARTFORD, THE						
362714915479		002236	00	05/07/2021	001-1120-411.21-02	MONTHLY BILLING	EFT:	18.32
362714915479		002237	00	05/07/2021	001-1140-411.21-02	MONTHLY BILLING	EFT:	12.20
362714915479		002238	00	05/07/2021	001-1150-411.21-02	MONTHLY BILLING	EFT:	3.08
362714915479		002240	00	05/07/2021	001-1305-413.21-02	MONTHLY BILLING	EFT:	9.16

VEND NO	SEQ#	VENDOR NAME							EFT, EPAY OR
INVOICE		VOUCHER	P.O.	BNK	CHECK/DUE	ACCOUNT	ITEM	CHECK	HAND-ISSUED
NO		NO	NO		DATE	NO	DESCRIPTION	AMOUNT	AMOUNT
0004993	00	HARTFORD, THE							
362714915479		002241		00	05/07/2021	001-1310-413.21-02	MONTHLY BILLING	EFT:	20.37
362714915479		002243		00	05/07/2021	001-1330-413.21-02	MONTHLY BILLING	EFT:	12.24
362714915479		002245		00	05/07/2021	001-2110-421.21-02	MONTHLY BILLING	EFT:	30.56
362714915479		002246		00	05/07/2021	001-2120-421.21-02	MONTHLY BILLING	EFT:	126.90
362714915479		002247		00	05/07/2021	001-2130-421.21-02	MONTHLY BILLING	EFT:	4.58
362714915479		002248		00	05/07/2021	001-3110-431.21-02	MONTHLY BILLING	EFT:	9.16
362714915479		002249		00	05/07/2021	001-3116-431.21-02	MONTHLY BILLING	EFT:	4.58
362714915479		002250		00	05/07/2021	001-3120-431.21-02	MONTHLY BILLING	EFT:	25.98
362714915479		002251		00	05/07/2021	001-3130-431.21-02	MONTHLY BILLING	EFT:	25.98
362714915479		002261		00	05/07/2021	001-6105-461.21-02	MONTHLY BILLING	EFT:	30.56
362714915479		002262		00	05/07/2021	001-6120-461.21-02	MONTHLY BILLING	EFT:	30.64
362714915479		002263		00	05/07/2021	001-7110-471.21-02	MONTHLY BILLING	EFT:	18.32
362714915479		002264		00	05/07/2021	001-7120-471.21-02	MONTHLY BILLING	EFT:	12.20
362714915479		002253		00	05/07/2021	501-4110-441.21-02	MONTHLY BILLING	EFT:	16.82
362714915479		002254		00	05/07/2021	501-4120-441.21-02	MONTHLY BILLING	EFT:	21.40
362714915479		002255		00	05/07/2021	501-4130-441.21-02	MONTHLY BILLING	EFT:	40.85
362714915479		002256		00	05/07/2021	521-4210-442.21-02	MONTHLY BILLING	EFT:	4.58
362714915479		002257		00	05/07/2021	521-4220-442.21-02	MONTHLY BILLING	EFT:	25.98
362714915479		002258		00	05/07/2021	521-4230-442.21-02	MONTHLY BILLING	EFT:	30.64
362714915479		002259		00	05/07/2021	531-4320-443.21-02	MONTHLY BILLING	EFT:	27.48
362714915479		002260		00	05/07/2021	551-4520-445.21-02	MONTHLY BILLING	EFT:	1.13
362714915479		002239		00	05/07/2021	601-1230-412.21-02	MONTHLY BILLING	EFT:	4.58
362714915479		002244		00	05/07/2021	602-1340-413.21-02	MONTHLY BILLING	EFT:	13.74
362714915479		002252		00	05/07/2021	603-3150-431.21-02	MONTHLY BILLING	EFT:	4.58
362714915479		002242		00	05/07/2021	604-1320-413.21-02	MONTHLY BILLING	EFT:	30.56
VENDOR TOTAL *								.00	617.17
0005084	00	HG CONSULT, INC							
20.009.02		PI0249	007597	00	05/04/2021	130-3130-431.62-07	PROFESSIONAL SERVICES	EFT:	22,511.33
VENDOR TOTAL *								.00	22,511.33
0000481	00	HOLLIDAY SAND AND GRAVEL							
1500229025		002318		00	05/07/2021	521-4230-442.52-12	LANDFILL	EFT:	321.75
1500229025		002318		00	05/07/2021	531-4330-443.52-12	LANDFILL	EFT:	321.75
VENDOR TOTAL *								.00	643.50
0001536	00	ICE-MASTERS, LLC							
391276		002329		00	05/07/2021	001-3120-431.44-02	ICE MACHINE RENTAL	EFT:	30.00
391275		002319		00	05/07/2021	501-4130-441.44-02	ICE MACHINE RENTAL	EFT:	83.00
391276		002327		00	05/07/2021	521-4230-442.44-02	ICE MACHINE RENTAL	EFT:	31.00
391276		002328		00	05/07/2021	531-4330-443.44-02	ICE MACHINE RENTAL	EFT:	31.00
VENDOR TOTAL *								.00	175.00
0000102	00	ICMA RETIREMENT TRUST - 457							
531446		002314		00	05/05/2021	721-0000-202.03-04	CONTRIBUTIONS	CHECK #:	101 7,697.84
VENDOR TOTAL *								.00	7,697.84
0000107	00	JOHNSON COUNTY RECORDS & TAX ADMIN							
T20210024354		002265		00	05/07/2021	001-3130-431.31-10	REPLENISH	1.00	



VEND NO	SEQ#	VENDOR NAME		BNK	CHECK/DUE	ACCOUNT	ITEM	CHECK	EFT, EPAY OR
INVOICE		VOUCHER	P.O.		DATE	NO	DESCRIPTION	AMOUNT	HAND- ISSUED
NO		NO	NO						AMOUNT
0000107	00	JOHNSON COUNTY RECORDS & TAX ADMIN							
T20210030372		002266		00	05/07/2021	001-3130-431.31-15	EASEMENT RECORDING	72.00	
VENDOR TOTAL *								73.00	
0003323	00	KANSAS DEPARTMENT OF REVENUE							
21-343		002268		00	05/07/2021	001-2110-421.43-05	CONFIDENTIAL CAR TAGS	360.00	
VENDOR TOTAL *								360.00	
0002671	00	KANSAS GAS SERVICE							
105962227	0421	002318		00	05/07/2021	001-6120-461.40-04	MONTHLY BILLING	200.80	
161419073	0421	002319		00	05/07/2021	501-4130-441.40-04	MONTHLY BILLING	354.05	
VENDOR TOTAL *								554.85	
0000112	00	KANSAS ONE-CALL SYSTEM, INC.							
1040248		002333		00	05/07/2021	001-3120-431.31-15	STORMWATER LOCATING SVC	EFT:	130.80
1040655		002267		00	05/07/2021	501-4130-441.40-06	LOCATES	EFT:	45.60
1040248		002330		00	05/07/2021	501-4130-441.40-06	ELECTRIC LOCATING SERVICE	EFT:	130.80
1040248		002331		00	05/07/2021	521-4230-442.40-06	WATERLINE LOCATING SVC	EFT:	130.80
1040250		002318		00	05/07/2021	531-4320-443.31-15	LOCATES	EFT:	44.40
1040248		002332		00	05/07/2021	531-4330-443.40-06	SEWERLINE LOCATING SVC	EFT:	130.80
VENDOR TOTAL *								.00	613.20
0004901	00	KEEGAN, DENNIS							
21-46		PI0238	007534	00	04/06/2021	117-3130-431.62-07	RIGHT OF WAY AQUISITION	2,750.00	
21-429		PI0239	007583	00	04/29/2021	130-3130-431.62-04	RIGHT OF WAY AQUISITION	6,900.00	
VENDOR TOTAL *								9,650.00	
0001626	00	KMEA GRDA OPERATING ACCT							
GRDA-GD-21-06		002269		00	05/07/2021	501-4120-441.41-01	MONTHLY BILLING	EFT:	299,752.34
VENDOR TOTAL *								.00	299,752.34
0002489	00	KPERS							
1593075		002315		00	05/05/2021	721-0000-202.03-01	050621 PAY PERIOD	CHECK #:	112 43,051.32
VENDOR TOTAL *								.00	43,051.32
0003568	00	KPERS RETIREMENT							
1593082		002316		00	05/05/2021	721-0000-202.03-03	050621 PAY PERIOD	CHECK #:	118 232.42
VENDOR TOTAL *								.00	232.42
0002490	00	KPF							
1593078		002317		00	05/05/2021	721-0000-202.03-02	050621 PAY PERIOD	CHECK #:	113 29,444.29
VENDOR TOTAL *								.00	29,444.29
0099999	00	KYE ISAIAH HUMPHREY							
099097		002182		00	05/07/2021	001-0000-228.30-00	CASH BOND REFUND	125.00	
VENDOR TOTAL *								125.00	
0004949	00	LEGAL RECORD, THE							
L90737		002271		00	05/07/2021	001-1150-411.47-01	ORD. PUBLICATION	EFT:	123.29
L90735		002319		00	05/07/2021	001-7110-471.47-01	ADVERTISING-LEGAL	EFT:	48.20

VEND NO INVOICE NO	SEQ#	VENDOR NAME VOUCHER P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	CHECK AMOUNT	EFT, EPAY OR HAND-ISSUED AMOUNT
0004949 L90736 L90663	00	LEGAL RECORD, THE 002319 002270	00	05/07/2021 05/07/2021	001-7110-471.47-01 403-3130-431.62-04	ADVERTISING-LEGAL ORD. PUBLICATION	EFT: EFT:	56.07 69.51
						VENDOR TOTAL *	.00	297.07
0099999 000049503	00	LEON, MAURICIO & MANDI UT	00	05/05/2021	501-0000-229.00-00	FINAL BILL REFUND	20.32	
						VENDOR TOTAL *	20.32	
0002809 INV148520	00	LOGIC, INC 002319	00	05/07/2021	521-4220-442.52-12	CONTROL PANEL	EFT:	143.27
						VENDOR TOTAL *	.00	143.27
0003700 880103 880104 880102	00	MCANANY VAN CLEAVE & PHILLIPS PA 002272 002273 PI0247 007644	00	05/07/2021 05/07/2021 04/26/2021	001-1120-411.31-02 001-1120-411.31-02 001-1120-411.31-02	LEGAL SERVICES LEGAL SERVICES LEGAL SERVICES	EFT: EFT: EFT:	1,681.50 143.50 7,896.00
						VENDOR TOTAL *	.00	9,721.00
0099999 000064793	00	MILLER, MARY UT	00	05/04/2021	501-0000-229.00-00	FINAL BILL REFUND	67.07	
						VENDOR TOTAL *	67.07	
0099999 093735	00	MINI MART 002180	00	05/07/2021	001-0000-207.10-20	RESTITUTION	66.29	
						VENDOR TOTAL *	66.29	
0000294 05012021	00	MISC. TAX SECTION, KS DEPT OF REVEN 002319	00	05/07/2021	521-4210-442.49-01	1Q 2021 CLEAN WATER FEE	9,465.11	
						VENDOR TOTAL *	9,465.11	
0003872 097828 096878 092975	00	MOZINGO LAW FIRM, LLC 002274 002275 002276	00	05/07/2021 05/07/2021 05/07/2021	001-1330-413.31-02 001-1330-413.31-02 001-1330-413.31-02	COURT APPT ATTY FEES COURT APPT ATTY FEES COURT APPT ATTY FEES	EFT: EFT: EFT:	564.00 606.00 246.00
						VENDOR TOTAL *	.00	1,416.00
0004957 2021124	00	NEXGRID, LLC PI0246 007462	00	04/30/2021	501-4140-441.63-73	SMART METERS - ELECTRIC	EFT:	227,077.33
						VENDOR TOTAL *	.00	227,077.33
0000140 39023	00	OLATHE FORD INC. PI0237 007503	00	04/23/2021	521-4220-442.61-09	WATER TREATMENT VEHICLE	EFT:	46,721.00
						VENDOR TOTAL *	.00	46,721.00
0000142 159877 00 157147 02 159208 00 159876 00	00	OLATHE WINWATER WORKS 002318 002318 002318 002318	00	05/07/2021 05/07/2021 05/07/2021 05/07/2021	501-4140-441.63-73 521-4230-442.52-31 521-4230-442.52-31 521-4230-442.52-32	HARDWARE SWIVEL SMART METERS COPPER TUBE	EFT: EFT: EFT: EFT:	992.80 190.00 2,075.15 1,883.40

VEND NO INVOICE NO	SEQ#	VENDOR NAME VOUCHER P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	CHECK AMOUNT	EFT, EPAY OR HAND-ISSUED AMOUNT
0000142	00	OLATHE WINWATER WORKS						
159958 00		002318	00	05/07/2021	521-4230-442.52-12	GASKET	EFT:	125.00
160062 00		002318	00	05/07/2021	521-4230-442.52-12	HARDWARE	EFT:	3,460.00
						VENDOR TOTAL *	.00	8,726.35
0001575	00	OMEGA DOOR AND HARDWARE						
33959		002312	00	05/07/2021	603-3150-431.31-15	DOOR REPAIR	EFT:	197.06
						VENDOR TOTAL *	.00	197.06
0000145	00	PEPSI-COLA						
65365805		002318	00	05/07/2021	001-6110-461.52-15	CONCESSION BEVERAGES	EFT:	263.16
						VENDOR TOTAL *	.00	263.16
0003873	00	PITLUCK LAW LLC						
099558		002277	00	05/07/2021	001-1330-413.31-02	COURT APPT ATTY FEES	EFT:	300.00
098075		002278	00	05/07/2021	001-1330-413.31-02	COURT APPT ATTY FEES	EFT:	630.00
096595		002279	00	05/07/2021	001-1330-413.31-02	COURT APPT ATTY FEES	EFT:	270.00
096830		002280	00	05/07/2021	001-1330-413.31-02	COURT APPT ATTY FEES	EFT:	270.00
095946		002281	00	05/07/2021	001-1330-413.31-02	COURT APPT ATTY FEES	EFT:	690.00
091109		002282	00	05/07/2021	001-1330-413.31-02	COURT APPT ATTY FEES	EFT:	540.00
095730		002283	00	05/07/2021	001-1330-413.31-02	COURT APPT ATTY FEES	EFT:	360.00
098882		002284	00	05/07/2021	001-1330-413.31-02	COURT APPT ATTY FEES	EFT:	420.00
096675		002285	00	05/07/2021	001-1330-413.31-02	COURT APPT ATTY FEES	EFT:	360.00
						VENDOR TOTAL *	.00	3,840.00
0004198	00	PROTECT YOUTH SPORTS						
861781		002318	00	05/07/2021	001-6110-461.47-53	BACKGROUND CHECKS	EFT:	466.20
						VENDOR TOTAL *	.00	466.20
0005099	00	QUADIEN, INC						
58410485		002287	00	05/07/2021	602-1340-413.44-02	MONTHLY BILLING	EFT:	208.76
						VENDOR TOTAL *	.00	208.76
0000150	00	QUILL CORPORATION						
16248402		002319	00	05/07/2021	521-4220-442.52-20	LABEL MAKER	148.99	
						VENDOR TOTAL *	148.99	
0004869	00	RITZ SAFETY, LLC						
42784		002286	00	05/07/2021	501-4130-441.53-02	FR SHIRTS	EFT:	350.14
						VENDOR TOTAL *	.00	350.14
0099999	00	RUIZ-NEGRON, RANDYNEL						
000066257		UT	00	05/05/2021	501-0000-229.00-00	FINAL BILL REFUND	100.00	
						VENDOR TOTAL *	100.00	
0000160	00	SHAWNEE COPY CENTER INC.						
125050		002288	00	05/07/2021	001-1120-411.47-02	BUSINESS CARDS	EFT:	70.00
125052		002289	00	05/07/2021	001-1120-411.52-20	BUSINESS CARDS	EFT:	70.00
125806		002290	00	05/07/2021	001-2110-421.47-02	NOTICE TO APPEAR PRINTS	EFT:	119.82
125807		002291	00	05/07/2021	001-2110-421.47-02	DEPT. ENVELOPES	EFT:	180.00

VEND NO INVOICE NO	SEQ#	VENDOR NAME VOUCHER P.O. NO	BNK	CHECK/DUE DATE	ACCOUNT NO	ITEM DESCRIPTION	CHECK AMOUNT	EFT, EPAY OR HAND-ISSUED AMOUNT
0000160	00	SHAWNEE COPY CENTER INC.						
						VENDOR TOTAL *	.00	439.82
0000161 24362	00	SIGN HERE, INC. 002292	00	05/07/2021	501-4110-441.52-04	LOGO DECALS	EFT:	294.65
						VENDOR TOTAL *	.00	294.65
0004785 2836302	00	SUMNERONE, INC 002293	00	05/07/2021	602-1340-413.43-02	MONTHLY BILLING	EFT:	227.31
						VENDOR TOTAL *	.00	227.31
0004482 315661 316431	00	SUPERION, LLC 002294	00	05/07/2021	602-1340-413.47-05	MONTHLY BILLING	EFT:	1,260.00
		002295	00	05/07/2021	602-1340-413.47-05	MONTHLY BILLING	EFT:	180.00
						VENDOR TOTAL *	.00	1,440.00
0000174	00	TAPCO PRODUCTS CO.						
0124946		002296	00	05/07/2021	603-3150-431.42-01	MONTHLY BILLING	EFT:	97.28
0124946		002297	00	05/07/2021	603-3150-431.42-01	MONTHLY BILLING	EFT:	17.90
0124946		002298	00	05/07/2021	603-3150-431.42-01	MONTHLY BILLING	EFT:	17.90
0124946		002299	00	05/07/2021	603-3150-431.42-01	MONTHLY BILLING	EFT:	45.30
0124946		002300	00	05/07/2021	603-3150-431.42-01	MONTHLY BILLING	EFT:	33.40
0124946		002301	00	05/07/2021	603-3150-431.42-01	MONTHLY BILLING	EFT:	53.30
0124946		002302	00	05/07/2021	603-3150-431.42-01	MONTHLY BILLING	EFT:	88.52
0124946		002303	00	05/07/2021	603-3150-431.42-01	MONTHLY BILLING	EFT:	54.20
0124946		002304	00	05/07/2021	603-3150-431.42-01	MONTHLY BILLING	EFT:	180.49
						VENDOR TOTAL *	.00	588.29
0002055 21134	00	TG TECHNICAL SERVICES 002319	00	05/07/2021	521-4220-442.31-15	SEMI-ANNUAL SERVICE	EFT:	450.00
						VENDOR TOTAL *	.00	450.00
0000176 025113602042021002305	00	TIME WARNER CABLE 002305	00	05/07/2021	602-1340-413.47-05	MONTHLY BILLING	119.99	
						VENDOR TOTAL *	119.99	
0099999 098716	00	TIMOTHY FRANCIS GORMLEY 002181	00	05/07/2021	001-0000-228.30-00	CASH BOND REFUND	75.00	
						VENDOR TOTAL *	75.00	
0002969 21-000295	00	TREKK DESIGN GROUP LLC PI0236 006842	00	04/28/2021	531-4310-443.31-15	I&I REDUCTION PROGRAM	12,083.50	
						VENDOR TOTAL *	12,083.50	
0005050 315936	00	TRITECH SOFTWARE SYSTEMS 002306	00	05/07/2021	602-1340-413.47-05	MONTHLY BILLING	EFT:	450.00
						VENDOR TOTAL *	.00	450.00
0000105 025-330755	00	TYLER TECHNOLOGIES, INC 002307	00	05/07/2021	602-1340-413.47-05	MONTHLY BILLING	EFT:	2,750.00

VEND NO	SEQ#	VENDOR NAME							EFT, EPAY OR
INVOICE		VOUCHER	P.O.	BNK	CHECK/DUE	ACCOUNT	ITEM	CHECK	HAND-ISSUED
NO		NO	NO		DATE	NO	DESCRIPTION	AMOUNT	AMOUNT
0000105	00	TYLER TECHNOLOGIES, INC							
025-331387		002308		00	05/07/2021	602-1340-413.47-05	MONTHLY BILLING	EFT:	200.00
							VENDOR TOTAL *	.00	2,950.00
0002484	00	US FOOD SERVICE							
4686220		002318		00	05/07/2021	001-6110-461.52-15	CONCESSION FOOD	EFT:	1,501.94
							VENDOR TOTAL *	.00	1,501.94
0000366	00	WARDROBE CLEANERS INC.							
05012021		002309		00	05/07/2021	001-2120-421.42-02	DRY CLEANING	498.50	
							VENDOR TOTAL *	498.50	
0004226	00	WATCHMEN SECURITY SERVICES							
55276		002310		00	05/07/2021	501-4120-441.31-15	VIDEO MONITORING	EFT:	365.99
							VENDOR TOTAL *	.00	365.99
							HAND ISSUED TOTAL ***		80,425.87
							EFT/EPAY TOTAL ***		696,271.55
							TOTAL EXPENDITURES ****	36,043.02	776,697.42
						GRAND TOTAL *****			812,740.44

VEND NO	SEQ#	VENDOR NAME		BNK	CHECK/DUE	ACCOUNT	ITEM	CHECK	EFT, EPAY OR
INVOICE		VOUCHER	P.O.		DATE	NO	DESCRIPTION	AMOUNT	HAND-ISSUED
NO		NO	NO						AMOUNT
0005103	00	SCHLAGEL LONG LLC							
05032021		PI0250	007645	00	05/03/2021	551-4540-445.61-01	EMINENT DOMAIN	EFT:	235,000.00
							VENDOR TOTAL *	.00	235,000.00
							EFT/EPAY TOTAL ***		235,000.00
							TOTAL EXPENDITURES ****	.00	235,000.00
GRAND TOTAL							*****		235,000.00

## COUNCIL ACTION FORM

## CONSENT AGENDA ITEM NO. 3

**MEETING DATE:** MAY 17, 2021

**STAFF CONTACT:** JAMES BELCHER, POLICE CHIEF

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**Agenda Item:** Consider authorizing the purchase of four (4) first responder patrol rifles from GT Distributors plus additional accessories

**Strategic Priority:** Infrastructure and Asset Management

**Department:** Police Department

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### **Staff Recommendation:**

Staff recommends authorizing the purchase of four (4) Spring Field Armory Saint Victor 5.56 16" MLOK first responder patrol rifles from GT Distributors. The total cost for the four (4) patrol rifles, plus accessories, is \$5,850.40.

### **Background/Description of Item:**

In the past, Detectives and the K9 Officer had not been issued patrol rifles due to budgetary constraints. This year, as a way to increase officer safety and provide for faster deployment of resources, three Detectives, one Detective Sergeant, and the K9 Officer were all issued patrol rifles for their take-home vehicles. Patrol officers are not issued a rifle individually. Each patrol vehicle is equipped with a rifle, as the patrol officers share those vehicles. By being able to deploy directly from their assigned vehicles, critical response time is reduced. As part of this deployment, the department is now without any spare patrol rifles. Spare weapons are kept as backups in the event an issued weapon is down for service or is part of an investigation. Weapons involved in investigations are often out of service for long periods of time for inspections and court proceedings. Spare weapons are also used during training so they can be serviced and cleaned without having to take them out of service for patrol.

The selection of the Saint Victor MLOK was made after careful consideration. The original patrol rifles that have been in service for several years are from Stag Arms, however, there has been a considerable price increase on those weapons. The Saint Victor MLOK and attachments are almost identical to the current patrol rifles and will not require any additional training to put into service. The needed accessories as listed in the attachment will be purchased from several different vendors. Purchasing them in this manner will allow staff to control pricing for each piece. Additionally, some accessories will be the same as what is currently used so that officers won't require additional training on new equipment.

The patrol rifles and accessories were all priced from several different vendors, with the vendors on the attached sheet offering the best price for the specific piece of equipment.

### **Financial Impact:**

To date, the Police Department has \$52,403.85 in the Law Enforcement Trust Fund to fund this purchase with no impact to the budget.

**Other Impacts:**

This purchase will increase officer safety and allow the ability to rapidly deploy at critical incidents.

**Attachments included:**

- Itemized breakdown of cost of patrol rifle and needed accessories.

**Suggested Motion:**

Authorize the City Administrator to purchase four (4) Spring Field Armory Saint Victor 5.56 16" MLOK first responder patrol rifles from GT Distributors plus additional accessories from various vendors for a total cost of \$5,850.40 from the Law Enforcement Trust Fund.



Item	Vendor	Price
Patrol Rifle	GT Distributors	\$783.00
Ambidextrous Charging Handle	BCM Gunfighter	\$54.00
Ambidextrous Swivel	BCM Gunfighter	\$15.00
Ambidextrous Safety	BCM Gunfighter	\$30.00
Optic	Bushnell	\$160.00
Sling	Magpull	\$50.00
Angled Fore Grip	GT Distributors	\$25.60
Rails	Magpull	\$70.00
30 Round Magazine	Magpull	\$30.00
20 Round Magazine	Magpull	\$30.00
Magazine Coupler	Brownells	\$30.00
Light	Amazon	\$185.00

## COUNCIL ACTION FORM

## CONSENT AGENDA ITEM NO. 4

**MEETING DATE:** MAY 17, 2021

**STAFF CONTACT:** KELLEN HEADLEE, PUBLIC WORKS DIRECTOR

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**Agenda Item:** Consider authorizing the execution of a contract with Black & McDonald Electric, LLC for the US-56 and Cedar Niles traffic signalization and striping project

**Strategic Priority:** Infrastructure and Asset Management  
Fiscal Stewardship  
Quality of Life

**Department:** Public Works

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**Staff Recommendation:**

Staff recommends authorizing the City Administrator to execute a contract with Black & McDonald Electric, LLC for the US-56 and Cedar Niles traffic signalization and striping project in an amount not to exceed \$41,120.30 and authorize the City Administrator to approve construction related Change Orders up to an additional \$5,000.00.

**Background/Description of Item:**

In March 2021, staff solicited bids for the Cedar Niles Traffic Signalization and Striping project. The work includes modifications to the existing pavement markings and signal heads to accommodate an additional northbound left-turn lane. A summary of the bids received is below:

<u>Bidder</u>	<u>Total Bid</u>
Black & McDonald Electric, LLC	\$41,120.30
Sosaya & Sons Construction, Inc	\$43,845.00
Capital Electric Line Builders, Inc	\$63,233.00
Engineer's Estimate	\$37,255.75

Black & McDonald Electric was the low bidder and staff recommends that they be awarded the contract.

**Financial Impact:**

Funding for this project will be paid from the Special Highway Fund.

**Attachments included:**

- Bid Tabulation

**Suggested Motion:**

Authorize the City Administrator to execute a contract with Black & McDonald Electric, LLC for the US-56 and Cedar Niles traffic signalization and striping project in an amount not to exceed \$41,120.30 and authorize the City Administrator to approve construction related Change Orders up to an additional \$5,000.

**Bid Tab For:**

5/6/2021

**PAR NILES AND US-56 STRIPING & TRAFFIC SIGNAL PROJECT  
PW1809**

				Engineer's Estimate		Black & Mdonald		Capital Electric		Sosaya & Sons	
Item No.	Item	Units	Total Qty	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost
1	MOBILIZATION	LS	1	\$ 5,000.00	\$ 5,000.00	\$ 947.09	\$ 947.09	\$ 5,300.00	\$ 5,300.00	\$ 3,100.00	\$ 3,100.00
2	TEMPORARY TRAFFIC CONTROL	LS	1	\$ 7,000.00	\$ 7,000.00	\$ 1,358.50	\$ 1,358.50	\$ 10,400.00	\$ 10,400.00	\$ 4,900.00	\$ 4,900.00
3	REMOVALS, INCLUDING SIGNAL HEADS, SERVICE BOX, & WIRING	LS	1	\$ 3,000.00	\$ 3,000.00	\$ 3,520.52	\$ 3,520.52	\$ 3,661.00	\$ 3,661.00	\$ 2,470.00	\$ 2,470.00
4	SIGNAL HEAD, TYPE C W/BACKPLATE AND MASTARM MOUNT	EA	3	\$ 1,000.00	\$ 3,000.00	\$ 1,476.38	\$ 4,429.14	\$ 1,310.00	\$ 3,930.00	\$ 1,150.00	\$ 3,450.00
5	SIGNAL HEAD, TYPE D W/BACKPLATE AND SIDE-OF-POLE MOUNT	EA	3	\$ 900.00	\$ 2,700.00	\$ 1,506.83	\$ 4,520.49	\$ 1,333.00	\$ 3,999.00	\$ 1,215.00	\$ 3,645.00
6	SIGNAL HEAD, TYPE D W/BACKPLATE AND MASTARM MOUNT	EA	3	\$ 1,000.00	\$ 3,000.00	\$ 1,476.38	\$ 4,429.14	\$ 1,310.00	\$ 3,930.00	\$ 1,135.00	\$ 3,405.00
7	CABLE, 16 AWG 5 CONDUCTOR	LF	913	\$ 2.75	\$ 2,510.75	\$ 1.95	\$ 1,780.35	\$ 5.00	\$ 4,565.00	\$ 3.00	\$ 2,739.00
8	CABLE, 16 AWG 3 CONDUCTOR	LF	480	\$ 2.50	\$ 1,200.00	\$ 1.89	\$ 907.20	\$ 5.00	\$ 2,400.00	\$ 2.10	\$ 1,008.00
9	CABLE, VIDEO COAX	LF	480	\$ 1.50	\$ 720.00	\$ 2.46	\$ 1,180.80	\$ 5.00	\$ 2,400.00	\$ 4.60	\$ 2,208.00
10	LOAD SWITCH	EA	1	\$ 75.00	\$ 75.00	\$ 83.82	\$ 83.82	\$ 190.00	\$ 190.00	\$ 155.00	\$ 155.00
11	REPLACEMENT CONFLICT MONITOR CARD	EA	1	\$ 300.00	\$ 300.00	\$ 318.18	\$ 318.18	\$ 190.00	\$ 190.00	\$ 115.00	\$ 115.00
12	SERVICE BOX	EA	1	\$ 1,250.00	\$ 1,250.00	\$ 2,492.59	\$ 2,492.59	\$ 3,038.00	\$ 3,038.00	\$ 2,350.00	\$ 2,350.00
13	STRIPING INCLUDING REMOVAL (GRINDING) OF EXISTING AS NEEDED	LS	1	\$ 7,500.00	\$ 7,500.00	\$ 15,152.48	\$ 15,152.48	\$ 19,230.00	\$ 19,230.00	\$ 14,300.00	\$ 14,300.00
				<b>Total:</b>	<b>\$ 37,255.75</b>		<b>\$ 41,120.30</b>		<b>\$ 63,233.00</b>		<b>\$ 43,845.00</b>

## COUNCIL ACTION FORM

## CONSENT AGENDA ITEM NO. 5

**MEETING DATE:** MAY 17, 2021

**STAFF CONTACT:** KELLEN HEADLEE, PUBLIC WORKS DIRECTOR

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**Agenda Item:** Consider authorizing the execution of a contract with Vance Brothers, Inc. for the 2021 Pavement Management Program (Asphalt)

**Strategic Priority:** Infrastructure and Asset Management  
Fiscal Stewardship  
Quality of Life

**Department:** Public Works

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### **Staff Recommendation:**

Staff recommends authorizing the City Administrator to execute a contract with Vance Brothers, Inc. for the 2021 Pavement Management Program (Asphalt) in an amount not to exceed \$138,683.94.

### **Background/Description of Item:**

City staff reviewed and documented the condition of all the streets within the city in 2015 and used the data collected to create a Comprehensive Pavement Management Plan and presented it to City Council in January of 2015. This project is the fifth year of the 10-year Pavement Management Program.

The purpose of this project is to place a chip seal on existing local asphalt streets as identified in the attached map. In addition to the chip seal, work will include base repairs as needed and a fog seal. An Invitation to Bid was published online at [www.drexeltech.com](http://www.drexeltech.com) in their distribution plan room, in The Legal Record, and on the City's Website. Bids for the project were received and publicly opened on April 16, 2021. A summary of the bids received follows:

<b><u>Bidder</u></b>	<b><u>Total Bid</u></b>
Vance Brothers, Inc.	\$138,683.94
Harbour Construction, Inc.	\$144,139.86
APAC-Kansas, Inc.	\$206,960.48
Engineer's Estimate	\$204,121.50

City staff is familiar with the low bidder and recommends that Vance Brothers, Inc. be awarded the contract. Staff anticipates issuing a Notice to Proceed for late May. The contractor must have the project substantially complete in 30 calendar days in order to avoid liquidated damages.

### **Financial Impact:**

Funding for this project will come from the City's infrastructure sales tax.

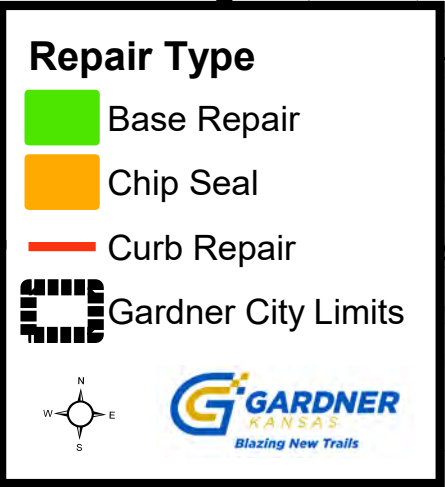
**Attachments Included:**

- Map showing 2021 Pavement Management Program
- Bid Tab

**Suggested Motion:**

Authorize the City Administrator to execute a contract with Vance Brothers, Inc. for the 2021 Pavement Management Program (Asphalt) in an amount not to exceed \$138,683.94.

## 2021 PMP Repair Locations



**BID TAB FOR:**  
**Pavement Management Program**  
**PW-2105 Asphalt**  
**Bid Opening: April 16, 2021 (10:00am)**

		Engineer's Estimate				APAC-Kansas Inc		Harbour Construction Inc		Vance Brothers Inc	
Item No.	Type	Quantity	Units	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost
1	Mobilization	1	SY	\$ 5,000.00	\$ 5,000.00	\$20,400.00	\$20,400.00	\$10,000.00	\$10,000.00	\$2,000.00	\$2,000.00
2	Public Relations	1	SY	\$ 5,000.00	\$ 5,000.00	\$6,250.00	\$6,250.00	\$3,000.00	\$3,000.00	\$2,000.00	\$2,000.00
3	Traffic Control	1	SY	\$ 2,500.00	\$ 2,500.00	\$12,060.00	\$12,060.00	\$3,000.00	\$3,000.00	\$2,000.00	\$2,000.00
4	Force Account	1	LS	\$ 5,000.00	\$ 5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00
5	Base Repair	468	LS	\$ 70.00	\$ 32,760.00	\$102.00	\$47,736.00	\$78.00	\$36,504.00	\$43.20	\$20,217.60
6	Chip Seal	23671	LS	\$ 4.50	\$ 106,519.50	\$4.45	\$105,335.95	\$3.00	\$71,013.00	\$3.89	\$92,080.19
7	Fog Seal	23671	LS	\$ 2.00	\$ 47,342.00	\$0.43	\$10,178.53	\$0.66	\$15,622.86	\$0.65	\$15,386.15
					\$ 204,121.50		\$206,960.48		\$144,139.86		\$138,683.94

## COUNCIL ACTION FORM

## CONSENT AGENDA ITEM NO. 6

**MEETING DATE:** MAY 17, 2021

**STAFF CONTACT:** KELLEN HEADLEE, DIRECTOR OF PUBLIC WORKS

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**Agenda Item:** Consider authorizing the execution of a contract with Phoenix Concrete, LLC for the 2021 Pavement Management Program (Concrete)

**Strategic Priority:** Infrastructure and Asset Management  
Fiscal Stewardship  
Quality of Life

**Department:** Public Works

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### **Staff Recommendation:**

Staff recommends authorizing the City Administrator to execute a contract with Phoenix Concrete, LLC for the 2021 Pavement Management Program (Concrete) in the amount of 222,261.97 and authorize the City Administrator to approve construction related Change Orders up to an additional 10%.

### **Background/Description of Item:**

City staff reviewed and documented the condition of all the streets within the city in 2015 and used the data collected to create a Comprehensive Pavement Management Plan and presented it to City Council in January of 2015. This project is the fifth year of the 10-year Pavement Management Program. This work will be completed in conjunction with the Pavement Management Program (Asphalt) project.

This project consists primarily of curb replacement, valley gutters, street crack repairs and sidewalk ramp replacement. An Invitation to Bid was published online at [www.drexeltech.com](http://www.drexeltech.com) in their distribution plan room, in The Gardner News and on the City's website. Bids for the project were received and publicly opened on April 16, 2021. A summary of the bids received follows:

<u><b>Bidder</b></u>	<u><b>Total Bid</b></u>
Phoenix Concrete, LLC	\$222,261.97
Julius Kaaz Construction Co., Inc.	\$239,214.00
Freeman Concrete Construction, LLC	\$243,041.90
Kansas Heavy Construction, LLC	\$328,766.00
Engineer's Estimate	\$245,878.50

City staff is familiar with the low bidder and recommends that Phoenix Concrete, LLC be awarded the contract. Staff anticipates issuing a Notice to Proceed for late May. The contractor must have the project substantially complete in 60 calendar days in order to avoid liquidated damages.



**Financial Impact:**

Funding for the project will come from the City's infrastructure sales tax.

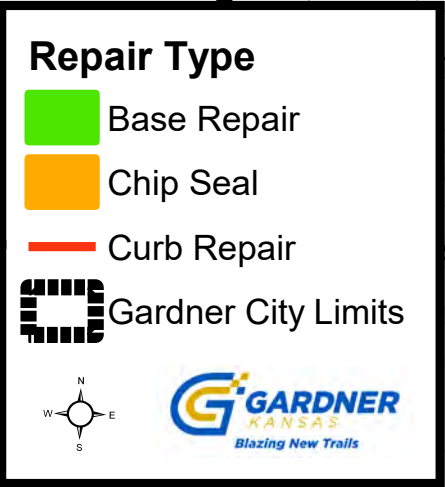
**Attachments Included:**

- Map showing 2021 Pavement Management Program
- Bid Tab

**Suggested Motion:**

Authorize the City Administrator to execute a contract with Phoenix Concrete, LLC for the 2021 Pavement Management Program (Concrete) in the amount of \$222,258.00 and authorize the City Administrator to approve construction related Change Orders up to an additional 10%.

## 2021 PMP Repair Locations



**BID TAB FOR:**  
**Pavement Management Program**  
**PW-2105 Concrete**  
**Bid Opening: April 16, 2021 (10:00am)**

	Engineer's Estimate				Kansas Heavy Construction		Julius Kaaz Construction		Freeman Concrete Construction		Phoenix Concrete	
Type	Quantity	Units	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost
Mobilization	1	EA	\$ 5,000.00	\$ 5,000.00	\$ 15,000.00	\$ 15,000.00	\$ 4,000.00	\$ 4,000.00	\$ 15,475.00	\$ 15,475.00	\$ 14,400.00	\$ 14,400.00
Public Relations	1	LF	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 3,650.00	\$ 3,650.00	\$ 2,750.00	\$ 2,750.00	\$ 5,300.00	\$ 5,300.00
Traffic Control	1	LF	\$ 3,352.50	\$ 3,352.50	\$ 9,500.00	\$ 9,500.00	\$ 6,500.00	\$ 6,500.00	\$ 5,060.00	\$ 5,060.00	\$ 9,800.00	\$ 9,800.00
Force Account	1	LF	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00
Seeding and Mulching	1	LF	\$ 3,000.00	\$ 3,000.00	\$ 5,000.00	\$ 5,000.00	\$ 3,200.00	\$ 3,200.00	\$ 5,500.00	\$ 5,500.00	\$ 1,075.00	\$ 1,075.00
ADA Ramp	9	LF	\$ 3,500.00	\$ 31,500.00	\$ 1,700.00	\$ 15,300.00	\$ 1,500.00	\$ 13,500.00	\$ 1,600.00	\$ 14,400.00	\$ 1,607.61	\$ 14,468.49
Curb <8'	6	LF	\$ 43.00	\$ 258.00	\$ 85.00	\$ 510.00	\$ 100.00	\$ 600.00	\$ 85.00	\$ 510.00	\$ 28.22	\$ 169.32
Curb 8'-20'	54	LF	\$ 37.00	\$ 1,998.00	\$ 55.00	\$ 2,970.00	\$ 55.00	\$ 2,970.00	\$ 60.00	\$ 3,240.00	\$ 28.22	\$ 1,523.88
Curb 21'-40'	60	LF	\$ 33.00	\$ 1,980.00	\$ 50.00	\$ 3,000.00	\$ 50.00	\$ 3,000.00	\$ 50.00	\$ 3,000.00	\$ 28.22	\$ 1,693.20
Curb 41'-100'	70	LS	\$ 30.00	\$ 2,100.00	\$ 45.00	\$ 3,150.00	\$ 50.00	\$ 3,500.00	\$ 39.00	\$ 2,730.00	\$ 28.22	\$ 1,975.40
Curb >100'	4598	LS	\$ 28.00	\$ 128,744.00	\$ 38.00	\$ 174,724.00	\$ 28.00	\$ 128,744.00	\$ 21.25	\$ 97,707.50	\$ 17.49	\$ 80,419.02
Remove Existing concrete	4788	LS	\$ 2.00	\$ 9,576.00	\$ 8.00	\$ 38,304.00	\$ 10.00	\$ 47,880.00	\$ 7.45	\$ 35,670.60	\$ 9.35	\$ 44,767.80
Valley Gutter (2')	76	LS	\$ 75.00	\$ 5,700.00	\$ 85.00	\$ 6,460.00	\$ 40.00	\$ 3,040.00	\$ 96.00	\$ 7,296.00	\$ 45.78	\$ 3,479.28
2' Wide Crack Repair	726	LS	\$ 45.00	\$ 32,670.00	\$ 48.00	\$ 34,848.00	\$ 5.00	\$ 3,630.00	\$ 47.80	\$ 34,702.80	\$ 38.83	\$ 28,190.58
				\$ 245,878.50		\$ 328,766.00		\$ 239,214.00		\$ 243,041.90		\$ 222,261.97

**COUNCIL ACTION FORM**  
**MEETING DATE: MAY 11, 2021**  
**STAFF CONTACT: KELLEN HEADLEE, PUBLIC WORKS DIRECTOR**

**CONSENT AGENDA ITEM No. 7**

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**Agenda Item:** Consider authorizing the purchase of 8,000 gallons of fuel for the Gardner Municipal Airport

**Strategic Priority:** Fiscal Stewardship

**Department:** Public Works - Airport

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**Staff Recommendation:**

Staff recommends authorizing the City Administrator to purchase 8,000 gallons of fuel from Hampel Oil Distributors Inc. for the Gardner Municipal Airport.

**Background:**

The fuel station at the Gardner Municipal Airport is a self-serve station, consisting of two 10,000 gallon underground fuel storage tanks (100LL and MoGas), two fuel pumps, and a QT-Technologies Credit Card Reader. The fuel station is a Phillips 66 branded fuel station with all purchases of fuel made through the local Phillips 66 representative, Hampel Oil Distributors Inc.

Hampel Oil Distributors Inc., is the only vendor available that will provide the entire scope of fuel services required for the GMA self-service fuel station. Those services include: providing 100LL, MoGas, Credit Card Processing, and the benefits of a branded station. As per Section 30.6 of the purchasing policy (obtainable, for practical purposes, only from a single source), Hampel Oil Distributors Inc. (Phillips 66) was re-approved as the sole source provider of fuel and credit card services for the GMA in 2021.

**Financial Impact:**

Hampel Oil's delivery tankers are approximately 8,000 gallons. Full loads typically cost less per gallon than partial loads of fuel due to the delivery fees. Fuel pricing is volatile, and quotes are good for only a short duration. Current fuel pricing for 100LL is approximately \$3.2039 per gallon, plus \$2,857.07 in delivery fees and surcharges. A full load of 8,000 gallons is approximately \$28,488.

**Other Impacts:**

There is currently less than a two month supply of fuel remaining until the fuel is purchased and delivered. If this item is not passed, the airport will run critically low on 100LL fuel, which is the preferred fuel for most aircraft based at GMA.

**Suggested Motion:**

Authorize the City Administrator to purchase 8,000 gallons of fuel from Hampel Oil Distributors Inc. for the Gardner Municipal Airport in an estimated amount of \$28,488, and authorize the City Administrator to approve up to an additional 10%, based on actual fuel pricing at the time the order is placed

# **COUNCIL ACTION FORM      PLANNING CONSENT AGENDA ITEM NO. 1**

**MEETING DATE:    MAY 17, 2021**

**STAFF CONTACT:    DAVE KNOICK, COMMUNITY DEVELOPMENT DIRECTOR**

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**Agenda Item:**            Consider accepting the dedication of right-of-way and easements on the final plat for Willow Chase VI

**Strategic Priority:**    Quality of Life, Economic Development and Asset and Infrastructure Management

**Department:**            Community Development Department

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## **Planning Commission Action/Recommendation:**

After review of application number FP-21-03, a final plat for Willow Chase VI, located at the northwest corner of Moonlight Road and 183<sup>rd</sup> Street, Parcel ID CF221425-4002, based on review of a staff report date April 26, 2021 and a final plat dated March 1, 2021, the Planning Commission approves the application with the following conditions:

1. Prior to the recording of the final plat, excise tax shall be paid to the City;
2. The construction plans for any utilities, infrastructure, or public facilities shall meet all technical specifications and public improvement plans shall be submitted and approved prior to the release of the plat for recording;
3. Constructing of a 10' wide trail on the north side 183<sup>rd</sup> Street and a 5' wide sidewalk along the west side of Moonlight Road;
4. Provide a revised street tree plan to include trees along Moonlight Road and 183<sup>rd</sup> Street;
5. Providing a note on the plat that describes the use and maintenance of Tract "A"; and
6. Labeling the cul-de-sac name.

and recommends the Governing Body accept dedication of right-of-way and easements.

## **Staff Recommendation:**

Staff recommended approval of the final plat for Willow Springs VI plat with the conditions outlined in the Planning Commission Recommendation.

## **Background/Description of Item:**

The property was annexed into the City in 2001 with an agricultural zoning designation. In 2003, the property was rezoned with two zoning designations, R-2 (Two-Family Residential District) and CO-A (Neighborhood Business District). The portion zoned CO-A was then rezoned to R-2 in 2016, in anticipation of constructing more duplexes to complement Willow Chase to the west. Along with the rezoning application, a preliminary plat (PP-16-01) was approved for Willow Chase IV for 32 residential lots and three common tracts on 12.99 acres.

The Planning Commission considered this final plat at their April 26, 2021 meeting and voted unanimously to approve and forward the recommendation for the Governing Body to accept the dedication of right-of-way and easements. No members of the public spoke on this item.

**Financial Impact:**

Excise tax is levied with the act of platting the portion of the property in the city. Any of the subject property that has never been a part of a final plat before is therefore subject to paying the excise tax if it has not been paid. This tax is based on the square footage of the plat property, excluding any arterial type right-of-way dedication for streets and parkland dedication.

**Attachments included:**

- Planning Commission packet

**Suggested Motion:**

Accept the dedication of right-of-way and easements on the final plat for Willow Chase VI plat (FP-21-03)

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**PROJECT NUMBER / TITLE: FP-21-03 / Willow Chase VI**

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**PROCESS INFORMATION**

**Type of Request:** Final Plat  
**Date Received:** March 1, 2021

**APPLICATION INFORMATION**

**Applicant:** Schlagel & Associates  
**Owner:** Willow Chase Investments, LLC  
**Parcel ID:** CF221425-4002  
**Location:** The Northwest corner of Moonlight Road and 183<sup>rd</sup> Street.

**REQUESTED ACTION**

A Final Plat for Willow Chase VI subdivision, consisting of a duplex residential building type on 4.8 acres and 12 lots/ 24 dwelling units and 1 tract.

**EXISTING ZONING AND LAND USE**

The parcel is zoned R-2 (Two-Family Residential) District, and is currently undeveloped, with developed properties to the north and west.

**SURROUNDING ZONING AND LAND USE**

<u>Zoning</u>	<u>Use(s)</u>
<b>North of subject property</b>	
R-2 (Two-Family Residential) District	Willow Chase IV – duplex housing
<b>East of subject property</b>	
RP-2 (Planned Two-Family Residential) District	Residence at Moonlight Park – duplex housing
<b>South of subject property</b>	
RUR (Rural, Agricultural and Single-Family Residential) District - County	Single-Family housing
<b>West of subject property</b>	
R-2 (Two-Family Residential) District	Willow Chase II – duplex housing



## **EXISTING CONDITIONS**

The property is currently not platted and is unimproved. The development will be accessed from the north through the extension of a local street (Hemlock Street). All utilities are available to the site.

The subject parcel is outlined in red below:



## **BACKGROUND / HISTORY**

The property was annexed into the City in 2001 (Ordinance 1986) with an Agricultural zoning designation. In 2003, the property was zoned with two zoning designations, R-2 (Two-Family Residential District) and CO-A (Neighborhood Business District) (Ordinance No's. 2060 and 2061). The portion zoned CO-A was rezoned to R-2 in 2016 (Ordinance No. 2525) in anticipation of constructing more duplexes to complement Willow Chase to the west. Along with the rezoning application, a preliminary plat (PP-16-01) was approved for Willow Chase IV for 32 residential lots and three common tracts on 12.99 acres. The preliminary plat was submitted three days before the effective date of the *Gardner Land Development Code* (August 1, 2016), and thus was reviewed and approved subject to the former Gardner subdivision regulations (Ordinance No. 2273), as amended. That code states, in GMC 17.10.030(D), that "Approval of the preliminary plat does not constitute acceptance of the subdivision, but authorizes preparation of the final plat".

Final plat FP-16-05 for Willow Chase IV was submitted on November 9, 2016, after the effective date of the LDC, and was approved by the Planning Commission on December 20, 2016 (with easements and right-of-way dedication accepted in January 2017 by the Governing Body). This plat was for nine lots and one common tract of land, which is only a portion of the preliminary plat approved earlier that year. This included approval of a master landscape/screening & street tree plan dated December 6, 2016. Because this final plat was submitted after the effective date of the LDC, it was evaluated per the final plat review criteria of the LDC, and was found to be in substantial compliance with the approved preliminary plat considering the number of lots or parcels; block layout/ street designs and access; open space systems and civic design elements; infrastructure systems, etc. For example, both the former subdivision regulations and LDC require



a minimum of 5,000 sf per dwelling unit, or 10,000 sf per duplex structure; 70' minimum lot width; 7' min side yard (interior lot) or 20' min side yard (corner lot); 25' min rear yard; and 25' min. front yard. Because the landscape easement along the Moonlight Road arterial was required as part of the Preliminary Plat approval (per the former subdivision regulations applicable to the preliminary plat), the master landscape/screening plan that was submitted with the final plat application, detailing the proposed plantings within that required landscape easement and the required street trees, was submitted and approved per the former code. That landscape easement was intended, per the former subdivision regulations, to increase privacy, mitigate noise, reduce glare and enhance the aesthetics of the arterial streetscape.

In July 2017, the applicant was approved for four administrative adjustments per GMC 17.03.080 (LDC) to, among other stated reasons, allow the developer to “finish the development of the Willow Chase residential project in manner that is consistent with the existing duplexes that were initially started in 2003.” The approved administrative adjustments are applicable to all lots included in the Willow Chase IV preliminary plat, and include:

1. Increased building coverage for the 1.5-story duplex plan = less than 33% maximum building coverage.
2. Deviation from the building design standards for garage limits for all three duplex plans. The proposed alternative “equal or better” standard includes enhanced garage doors and additional front landscaping as provided in the adjustment plans.
3. Deviation from the building design standard for front-entry feature for the 1.5-story duplex plan. The proposed alternative “equal or better” standard includes an enhanced side entry and additional front and side landscaping as shown in the adjustment plans.
4. Increased hardscape in the frontage area for all three duplex plans - less than 44% maximum allocation of hardscape within the frontage area.

### **CONSISTENCY WITH COMPREHENSIVE PLAN**

The *City of Gardner Comprehensive Plan* as amended in 2018 has identified this area as Medium Density Residential, which is consistent with the proposed use of the parcel. Medium Density Residential has been defined in the *Comprehensive Plan* as typically single-family attached homes, such as duplexes, triplexes, and town homes.

### **STAFF ANALYSIS – FINAL PLAT**

#### **17.03.020(E)(1) Review Criteria:**

- a. The layout and design of the final plat is in substantial compliance with the approved preliminary plat considering the number of lots or parcels; the block layout, street designs and access; the open space systems and civic design elements; the infrastructure systems; or other elements of coordinated developments.

**Staff Comment:** *The layout and design of the final plat is in substantial compliance with the approved preliminary plat regarding lot and street layout. Staff finds this application to be consistent with many goals and objectives of the Comprehensive Plan, in particular the goals of housing diversity, infill development, infrastructure and recreational infrastructure connections, environmental protection and the reflection of intended residential character. It meets the intent for street networks to provide for efficient and safe movement of all potential users of the streets, to use streetscape design to call attention to differing contexts and better support development patterns and uses abutting the streets, and to increase connectivity and improve options for access in the community.*

- b. The construction plans for any utilities, infrastructure or public facilities shall have been found to meet all technical specifications, or final plat approval shall be conditioned on such plans meeting all technical specifications, before the recording of the final plat.

**Staff Comment:** *Public improvement plans shall be submitted and approved prior to the release of the final plat for recording at the County. The city is the provider for sanitary sewer, water, stormwater, and electric facilities in the area.*

- c. The phasing and timing of public improvements ensures construction and performance guarantees.

**Staff Comment:** *There are no future phasing plans for this development. All public improvement plans shall be submitted and approved prior to the release of the final plat for recording at the County.*

- d. Any deviations in the final plat from the preliminary plat brings the application in further compliance with the Comprehensive Plan and the purposes and intent of this Code.

**Staff Comment:** *There are no deviations requested from the preliminary plat.*

- e. The recommendations of professional staff, or any other public entity asked to officially review the plat.

**Staff Comment:** *Staff recommends the Planning Commission approve the final plat with the conditions outlined below and forward a recommendation to the Governing Body to accept the dedication of right-of-way and easements.*

### **EXCISE TAX**

Excise tax is levied with the act of platting the portion of the property in the city. The subject property has never been a part of a final plat and is therefore subject to paying excise tax. This tax is based on the square footage of the plat property, excluding any arterial type right-of-way dedication for streets and parkland dedication. This phase of the Willow Chase Subdivision does not have any special dedications and is required to pay excise tax.

### **STAFF ANALYSIS - INFRASTRUCTURE / OTHER**

#### **WATER, SANITARY SEWER, STORMWATER, ELECTRIC, GAS –**

Standards not met will be addressed in conditions of approval at the end of this report.

### **REQUIRED STREET LANDSCAPING**

A street tree plan has been provided for review, showing street trees only at 40' – 60' on center along S. Hemlock Street, Dogwood Street, and S. Moonlight Road.

**Staff Comment:** *Staff has advised the applicant to meet the requirements for street trees per the LDC, which includes trees spaced 40' - 60' on center on the internal streets, it will need to be revised to include street trees along 183<sup>rd</sup> Street and Moonlight Road. This revision will be a condition of approval.*

### **ATTACHMENTS**

- I. Final Plat and Street Tree Plan
- II. Application

### **RECOMMENDATION**

Staff recommends approval of the preliminary plat for Willow Chase VI with the conditions outlined below in the recommended motion section.

**Recommended Motion:**

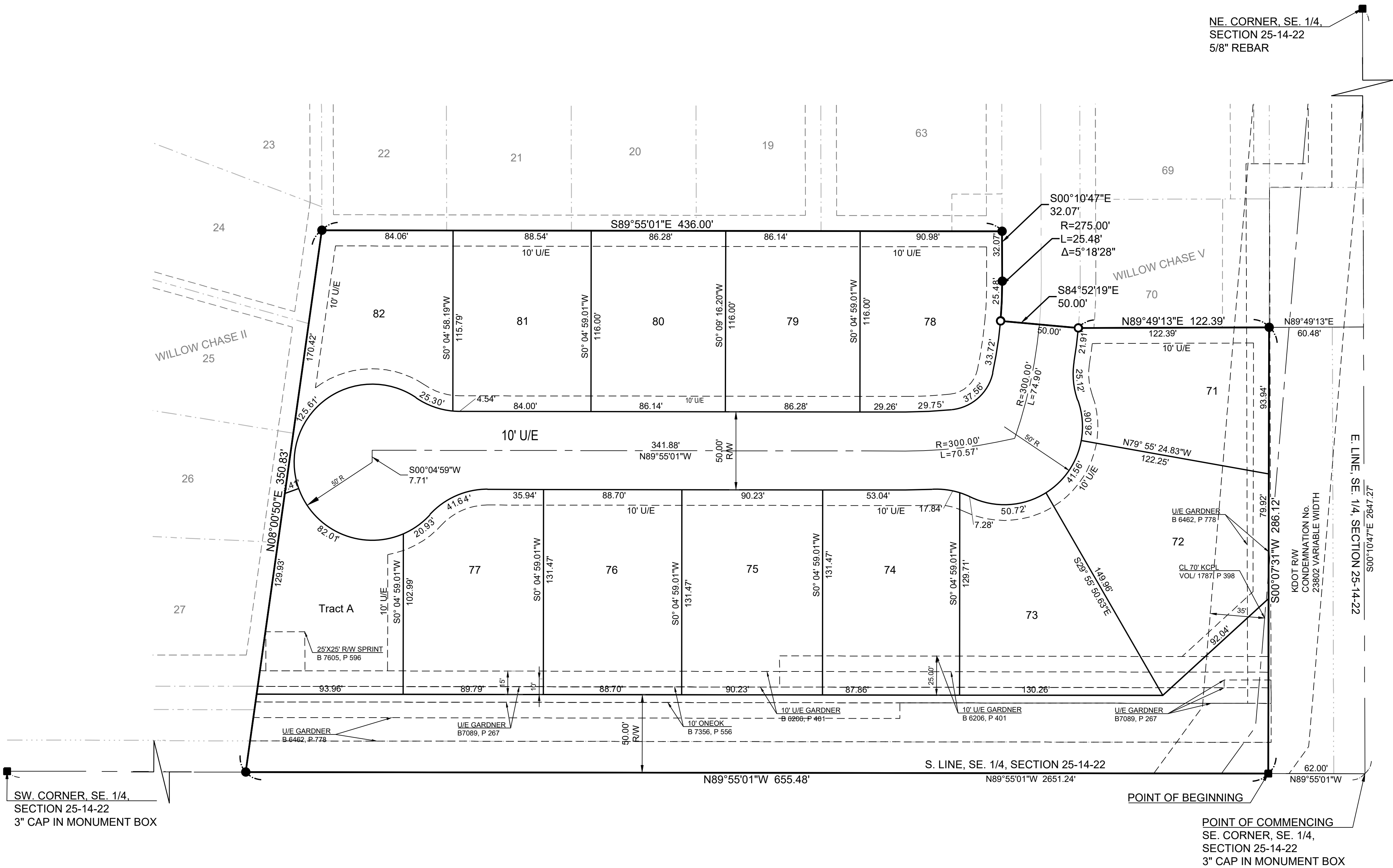
After review of application number FP-21-03, a final plat for Willow Chase VI, located at the northwest corner of Moonlight Road and 183<sup>rd</sup> Street, Parcel ID CF221425-4002, based on review of a staff report date April 26, 2021 and a final plat dated March 1, 2021, the Planning Commission approves the application with the following conditions:

1. Prior to the recording of the final plat, excise tax shall be paid to the City;
2. The construction plans for any utilities, infrastructure, or public facilities shall meet all technical specifications and public improvement plans shall be submitted and approved prior to the release of the plat for recording;
3. Constructing of a 10' wide trail on the north side 183<sup>rd</sup> Street and a 5' wide sidewalk along the west side of Moonlight Road;
4. Provide a revised street tree plan to include trees along Moonlight Road and 183<sup>rd</sup> Street;
5. Providing a note on the plat that describes the use and maintenance of Tract "A"; and
6. Labeling the cul-de-sac name.

and recommends the Governing Body accept dedication of right-of-way and easements.



FINAL PLAT OF  
WILLOW CHASE VI  
PART OF THE SE 1/4 OF SEC. 25-14-22  
IN THE CITY OF GARDNER, JOHNSON COUNTY, KANSAS

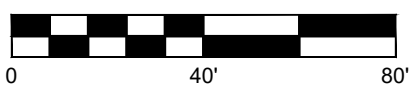
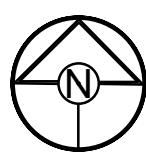


LOT #	AREA (SF)
71	10,179.95
72	14,586.64
73	11,760.64
74	11,552.43
75	11,862.71
76	11,661.05
77	11,225.60
78	10,070.43

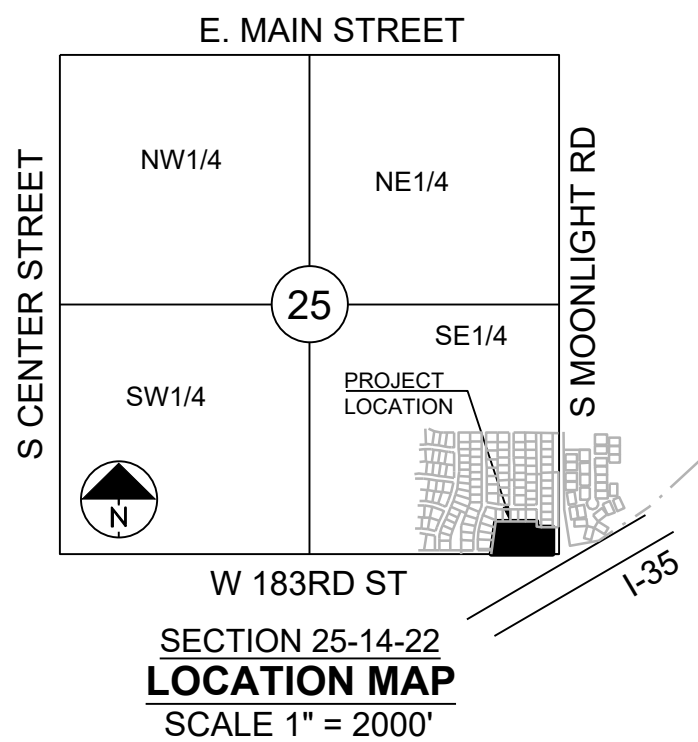
LOT #	AREA (SF)
79	10,000.63
80	10,000.09
81	10,270.08
82	10,005.26
Tract A	9,392.64

LEGEND:

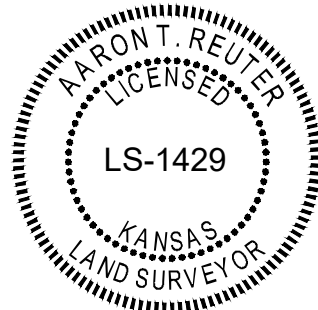
- FOUND MONUMENT AS NOTED
- FOUND 1/2" REBAR WITH KSLS 93 CAP UNLESS OTHERWISE NOTED
- SET 1/2" REBAR W/LS-54 CAP UNLESS OTHERWISE NOTED
- EXISTING PLAT AND R/W LINES
- EXISTING LOT AND PROPERTY LINES
- BL - BUILDING LINE
- R/W - RIGHT-OF-WAY
- S/E - SANITARY SEWER EASEMENT
- U/E - UTILITY EASEMENT



BASIS OF BEARINGS:  
FINAL PLAT OF WILLOW  
CHASE II. SOUTH LINE OF  
THE SE. 1/4, BEARING North  
89°55'01"



I HEREBY CERTIFY THIS PLAT WAS PREPARED  
UNDER MY DIRECT SUPERVISION BASED ON A  
FIELD SURVEY PERFORMED ON 2-25-2021. THIS  
SURVEY CONFORMS TO THE KANSAS MINIMUM  
STANDARDS FOR BOUNDARY SURVEYS. THE  
DETAILS SHOWN ARE TRUE AND CORRECT TO  
THE BEST OF MY KNOWLEDGE AND BELIEF.



Aaron T. Reuter - Land Surveyor  
KS# LS-1429

DESCRIPTION:

Part of the Southeast One-Quarter of Section 25, Township 14 South, Range 22 East, now in the City of Gardner, Johnson County, Kansas, more particularly described as follows:

Commencing at the Southeast corner of the Southeast One-Quarter of said Section 25; thence along the South line of said Southeast One-Quarter, South 89 degrees 55 minutes 01 seconds East a distance of 62.00 feet to a point on the West KDOT right of way line as now established in the Condemnation Case No. 23802, said point being the Point of Beginning; thence continuing along the said South line of the Southeast One-Quarter, South 89 degrees 55 minutes 01 seconds East a distance of 655.48 feet to the Southeast corner of WILLOW CHASE II, a subdivision in the City of Gardner; thence along the East line of said WILLOW CHASE II, North 08 degrees 00 minutes 50 seconds East a distance of 350.83 feet; thence along the South line of said WILLOW CHASE II and a Southerly line of WILLOW CHASE V, a subdivision in the City of Gardner, South 89 degrees 55 minutes 01 seconds East a distance of 436.00 feet to a point on the West right of way line of Hemlock Street as now established in said WILLOW CHASE V, thence along the said West right of way line, South 00 degrees 10 minutes 47 seconds East a distance of 32.07 feet to a point of curvature; thence Southwesterly on a curve to the right tangent to the previous course, having a radius of 275.00 feet, a central angle of 05 degrees 18 minutes 28 seconds and an arc length of 25.48 feet; thence South 84 degrees 52 minutes 19 seconds East a distance of 50.00 feet; thence North 89 degrees 49 minutes 13 seconds East a distance of 122.39 feet to a point on the said West KDOT right of way line; thence along said right of way line, South 00 degrees 07 minutes 31 seconds West a distance of 286.12 feet to the Point of Beginning and containing 4.796 acres more or less.

Dedication

The undersigned proprietors to the above described tract of land have caused the same to be subdivided in the accompanying plat, which subdivision and plat shall hereafter be known as "Willow Chase VI".

The undersigned proprietors of said property shown on this plat do hereby dedicate for public use and public ways and thoroughfares, all parcels and parts of land indicated on said plat as streets, terraces, places, roads, drives, lanes, parkways, avenues, courts, and alleys not heretofore dedicated. Where prior easement rights have been granted to any person, utility or corporation on said parts of the land so dedicated, and any pipes, lines, poles and wires, conduits, ducts or cables heretofore installed thereupon and therein are required to be relocated, in accordance with proposed improvements as now set forth, the undersigned proprietor hereby absolves and agrees to indemnify the City from any expense incident top the relocation of any such existing utility installations within said prior easement.

An easement or license to enter upon, locate, construct, use and maintain or authorize the location, construction or maintenance and use of conduits, water, gas, sewer pipes, poles, wires, drainage facilities, irrigation systems, ducts and cables, and similar facilities, upon, over and under these areas outlined and designated on this plat as "Utility Easement" or "U/E" is hereby granted to the City of Gardner, with subordinate use of the same by other governmental entities and public utilities as may be authorized by state law to use such easement for said purposes. Utility easements shall be kept clear of obstructions that impair the strength or interfere with the use and/or maintenance of public utility located within the easement.

An easement or license to enter upon, locate, construct, use and maintain or authorize the location, construction, maintenance or use of conduits, surface drainage facilities, subsurface drainage facilities, and similar facilities, upon, over and through those areas outlined and designated on this plat as "Drainage Easement" or "D/E" is hereby granted to the City of Gardner. Drainage easements shall be kept clear of obstructions that impair the strength or interfere with the use and/or maintenance of storm drainage facilities.

Execution

IN TESTIMONY WHEREOF, Willow Chase Investments, LLC, a Limited Liability Corporation, has caused this instrument to be executed this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

WILLOW CHASE INVESTMENTS, LLC

By: \_\_\_\_\_  
Mathew T. Mabe, Managing Member

STATE OF \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ ) SS:

BE IT REMEMBERED, that on this \_\_\_\_\_ day of \_\_\_\_\_, 2021, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Mathew T. Mabe, Managing Member, of Willow Chase Investments, LLC, a Limited Liability Corporation, who is personally known to be the same person who executed the within instrument of writing, and such person duly acknowledged the execution of the same for himself and for the uses and purposes herein setforth.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year last above written.

My Commission Expires: \_\_\_\_\_

Approvals

APPROVED BY, the Planning Commission of the City of Gardner, Johnson County, Kansas, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

By: \_\_\_\_\_  
Scott Boden, Chair

ACCEPTANCE OF DEDICATIONS AND EASEMENTS BY, the Governing Body of the City of Gardner, Johnson County, Kansas, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

By: \_\_\_\_\_ Attest: \_\_\_\_\_  
Steve Shute, Mayor City Clerk

SETBACK REQUIREMENTS:

Front: 30 ft. with 50 ft. road right-of-way  
Side: 7 feet, 20 feet on side streets  
Rear: 20 feet for buildings.

OWNER:

WILLOW CHASE INVESTMENTS, LLC,  
MATHEW T. MABE

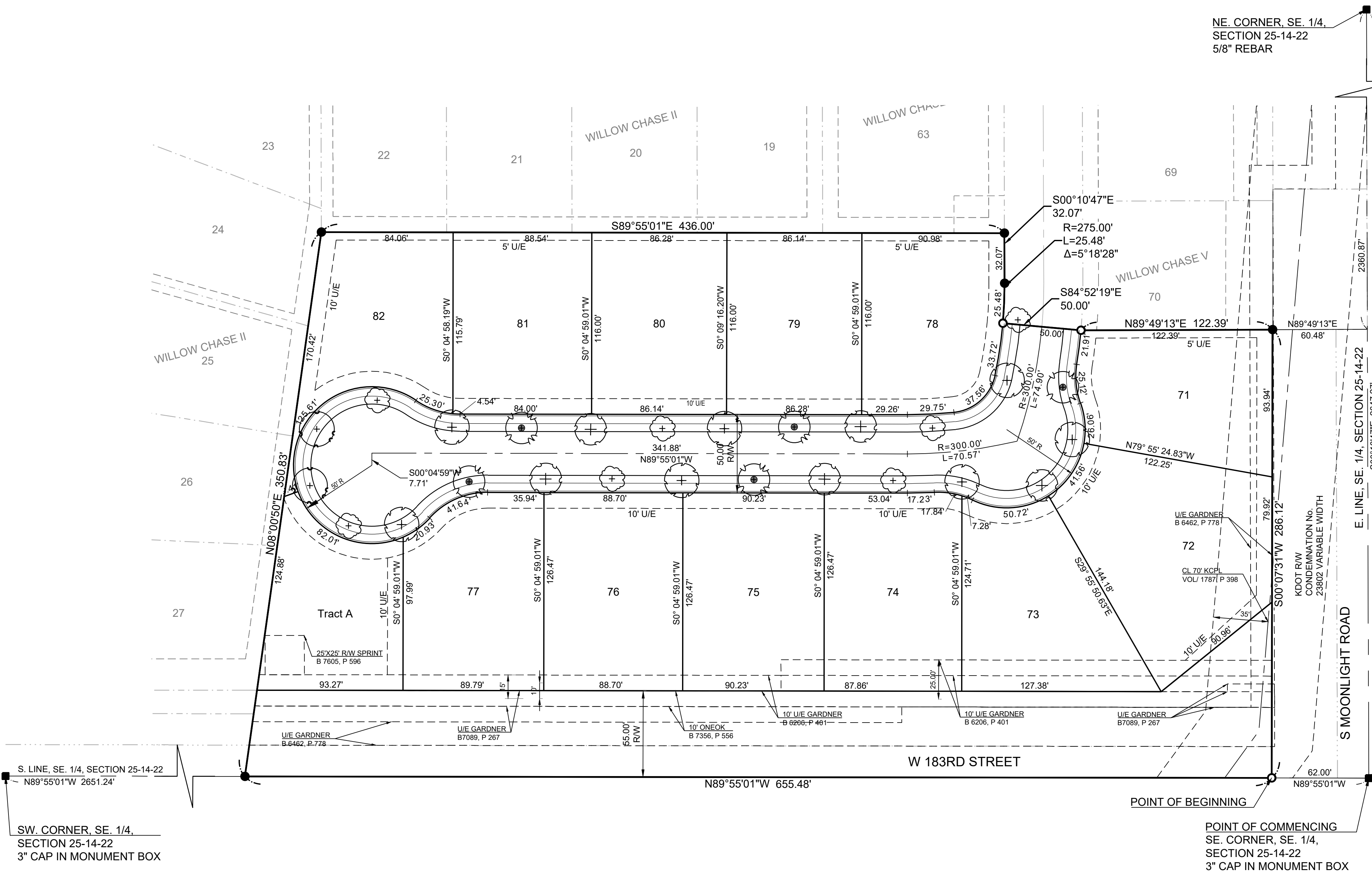
Date Prepared: March 1, 2021



14920 West 107th Street • Lenexa, Kansas 66215  
Ph: (913) 492-5158 • Fax: (913) 492-8400 • WWW.SCHLAGELASSOCIATES.COM  
Kansas State Certificates of Authority  
#E-296 #LA-29 #LS-54

DATE	3-1-2021	FINAL PLAT OF WILLOW CHASE VI
DRAWN BY		
CHECKED BY		
PROJ. NO.	21-023	SHEET NO. 1





**LEGEND:**

- FOUND MONUMENT AS NOTED
- FOUND 1/2" REBAR WITH KSL'S 93 CAP UNLESS OTHERWISE NOTED
- SET 1/2" REBAR W/ S-54 CAP UNLESS OTHERWISE NOTED
- EXISTING PLAT AND R/W LINES
- EXISTING LOT AND PROPERTY LINES
- BL - BUILDING LINE
- R/W - RIGHT-OF-WAY
- S/E - SANITARY SEWER EASEMENT
- U/E - UTILITY EASEMENT

**NOTES:**

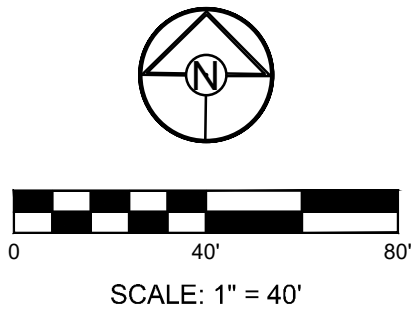
- UTILITY INFORMATION SHOWN IS DESIGNED LOCATION OR LOCATIONS BASED ON UTILITY LOCATES. AS BUILT LOCATIONS MAY VARY. CONTRACTOR SHALL BE RESPONSIBLE FOR LOCATING ALL UTILITIES PRIOR TO COMMENCING LANDSCAPE INSTALLATION. NOTIFY THE LANDSCAPE ARCHITECT OF ANY CONFLICTS OR OBSTRUCTIONS.
- QUANTITIES INDICATED ON THE PLAN ARE FOR CONVENIENCE ONLY. CONTRACTOR SHALL VERIFY ALL PLANT QUANTITIES PRIOR TO PLANTING. NOTIFY THE LANDSCAPE ARCHITECT OF ANY DISCREPANCIES. THE PLAN QUANTITIES AND NUMBER OF SYMBOLS SHALL SUPERSEDE QUANTITIES IN THE SCHEDULE.
- ALL PLANT MATERIAL SHALL COMPLY WITH THE CITY STANDARDS AND ANSI A60.1 THE AMERICAN STANDARD FOR NURSERY STOCK.
- ALL TREES SHALL MEET THE SIZE REQUIREMENTS OF THE CITY ORDINANCE. ALL TREES SHALL BE CALLIPIPERED AND UNDERSIZED TREES SHALL BE REJECTED.
- ALL TREES SHALL COMPLY WITH THE NURSERY TREE SPECIFICATIONS FOR SELECTING, PLANTING, AND EARLY CARE OF YOUNG TREES AND GUIDELINE SPECIFICATIONS FOR NURSERY TREE QUALITY published by THE URBAN TREE FOUNDATION AND THE URBAN FOREST ECOSYSTEMS INSTITUTE AT CAL POLY [https://ufei.calpoly.edu/tree\\_standards](https://ufei.calpoly.edu/tree_standards)
- ALL MECHANICAL EQUIPMENT SHALL BE SCREENED FROM THE STREET.
- ALL SHRUBS TO BE UTILIZED FOR SCREENING SHALL BE 24" HEIGHT AT TIME OF PLANTING.
- ALL PLANTING BEDS CONTAINING SHRUBS, GROUND COVER, PERENNIALS, ANNUALS SHALL BE IN A PLANTING BED WITH 3" MIN. DEPTH OF MULCH AND A 1/4" CUT EDGE.
- ALL TREES SHALL HAVE A MIN. 3 FT. DIA. AREA THAT HAS 3" MIN. DEPTH OF WOOD MULCH.
- ALL TURF AREAS SHALL BE SOODED UNLESS INDICATED ON THE PLANS.
- ANY DEVIATION FROM THE APPROVED LANDSCAPE PLAN SHALL REQUIRE WRITTEN APPROVAL OF THE LANDSCAPE ARCHITECT AND THE CITY, PRIOR TO INSTALLATION.
- THE LANDSCAPE ARCHITECT AND OWNER SHALL APPROVE GRADES AND CONDITION OF SITE PRIOR TO SODDING OPERATIONS.
- INSTALLATION AND MAINTENANCE OF LANDSCAPING SHALL COMPLY WITH THE CITY STANDARDS.
- ALL PLANT MATERIAL SHALL BE INSTALLED TO ALLOW A MINIMUM CLEARANCE BETWEEN PLANT AND ADJACENT PAVEMENT OF 1 FT. FOR PERENNIALS AND GROUND COVER AND 1.5 FT. FOR SHRUBS. A 2 FT. CLEARANCE 4 FEET FROM BACK OF CURB TO THE CENTER OF SHRUBS FOR CAR OVERHANGS IS REQUIRED AT ALL PARKING ISLANDS AND PERIMETERS.
- AFTER COMPLETE INSTALLATION OF ALL PLANT MATERIAL AND SOD THE CONTRACTOR SHALL NOTIFY THE LANDSCAPE ARCHITECT THAT THE WORK IS COMPLETE AND READY FOR REVIEW. THE LANDSCAPE ARCHITECT SHALL REVIEW THE LANDSCAPE INSTALLATION TO DETERMINE COMPLIANCE WITH THE APPROVED PLANS. WHEN THE LANDSCAPE INSTALLATION MEETS THE REQUIREMENTS OF THE APPROVED PLAN, THE LANDSCAPE ARCHITECT SHALL PROVIDE A SIGNED AND SEALED LETTER TO THE CITY STATING THAT ALL LANDSCAPE PLANTINGS HAVE BEEN INSTALLED PER THE APPROVED PLAN.
- ALL RESIDENTIAL LANDSCAPING REQUIRED SHALL MEET THE REQUIREMENTS APPROVED WITH THE FINAL PLAN AND WILL BE REVIEWED AT THE TIME OF THE BUILDING PERMIT.
- THE BUILDING FOOTPRINTS ILLUSTRATED ON THIS PLAN ARE VISUAL IN NATURE AND ALL STRUCTURES SHALL MEET THE STANDARDS OF THE APPROVED PRELIMINARY AND FINAL DEVELOPMENT PLANS.
- PEDESTRIAN AMENITIES SHOWN IN TRACT A ON THE PRELIMINARY DEVELOPMENT PLAN SHALL BE CONSTRUCTED WITHIN THE PHASE THAT THEY ARE LOCATED PER CONDITION 7 OF THE PRELIMINARY PLAN APPROVAL. ANY PEDESTRIAN AMENITIES WITHIN THIS PHASE SHALL BE CONSTRUCTED PRIOR TO THE CONSTRUCTION OF THE NEXT PHASE.

**LANDSCAPE DATA:**

**General Data**  
Number of Lots 12 Lots and 1 Tract

**Street Landscape**  
Tree Spacing Per Code 40' - 60' on center  
Tree Spacing Proposed 40' - 60' on center along tracts to be installed by developer on lots to be installed by home builder

SHADE TREES				
	ATS	6 EA.	Acer truncatum	Shantung Maple
	ASC	10 EA.	Acer saccharum 'Autumn Splendor'	Caddo Sugar Maple
	QB	8 EA.	Quercus bicolor	Swamp White Oak
	UXF	3 EA.	Ulmus x Frontier	Frontier Elm
ORNAMENTAL TREES				
	SRI	13 EA.	Syringa reticulata 'Ivory Silk'	Ivory Silk Lilac



**BASIS OF BEARINGS:**  
FINAL PLAT OF WILLOW CHASE II, SOUTH LINE OF THE SE. 1/4, BEARING North 89°55'01"

**OWNER:**  
WILLOW CHASE INVESTMENTS, LLC,  
MATHEW T. MABE

Date Prepared: March 1, 2021

**SETBACK REQUIREMENTS:**  
Front: 30 ft. with 50 ft. road right-of-way  
Side: 7 feet, 20 feet on side streets  
Rear: 15 feet for buildings.

**SCHLAGEL**  
ENGINEERS PLANNERS SURVEYORS LANDSCAPE ARCHITECTS  
14920 West 107th Street • Lenexa, Kansas 66215  
(913) 492-5158 • Fax: (913) 492-8400  
WWW.SCHLAGELASSOCIATES.COM

PREPARED BY:

SCHLAGEL & ASSOCIATES, P.A.

WILLOW CHASE VI  
FINAL PLANS  
HEMLOCK STREET AND HAWTHORN STREET  
GARDNER, KANSAS

REVISION DATE	DESCRIPTION
1	DESCRIPTION 1
2	
3	
4	
5	
6	
7	
8	

DRAWN BY:	###
CHECKED BY:	###
DATE PREPARED:	3-16-2021
PROJ. NUMBER:	21-023

FINAL  
LANDSCAPE  
PLAN

SHEET  
**L1.0**



## FINAL PLAT APPLICATION

Pre-App Date _____
Fee _____
File No. _____

### OWNER INFORMATION

Name(s) Willow Chase Investments, LLC

Contact Matt Mabe

Address 8666 W. 96th Street

City Overland Park State Kansas Zip 66212

Phone 913-339-9817 Email Matt@Arise-Homes.com

### APPLICANT/AGENT INFORMATION

Name(s) Schlagel and Associates

Contact Jim Long

Address 14920 107th Street

City Lenexa State Kansas Zip 66215

Phone 913-492-5158 Email JL@SchlagelAssociates.com

### SITE INFORMATION

Property Address/Location 183rd Street and Moonlight Road

Legal Description (Attach If Necessary) See Attached

Number of Existing Lots 1 Number of Proposed Lots 12

Total Site Area 4.796 acres Present Zoning R-2

Number of Existing Structures 0 Present Land Use Vacant

Proposed Street Design Type(s) & Class Local - Standard

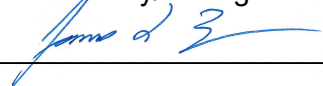
Proposed Type(s) Open & Civic Space Multi-Family Residential

Proposed Frontage Type(s) \_\_\_\_\_

Proposed Building Types(s) \_\_\_\_\_

### SIGNATURE

I/We, the undersigned am/are the (owner(s)), (duly authorized agent), (Circle One) of the aforementioned property. By execution of my/our signature, I/we do hereby officially apply for final plat as indicated above.

Signature(s):  Date 3/1/2021

\_\_\_\_\_ Date \_\_\_\_\_

## FINAL PLAT APPLICATION CHECKLIST

### APPLICATION SUBMITTAL REQUIREMENTS

- |     | Yes                                 | No                       |  |
|-----|-------------------------------------|--------------------------|--|
|     | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 1. <b>Complete application packet</b>  |
|     | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 2. <b>Application fee</b>  |
|     | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 3. <b>10 full sized plans printed and folded</b>   |
|     | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 4. <b>Digital copies (PDF) of the completed application, plans, and legal description</b>  |
|     | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 5. <b>1 copy of existing covenants and restrictions</b> applicable to the development, if any (reference book and page).   |
| N/A | <input type="checkbox"/>            | <input type="checkbox"/> | 6. <b>Letter of intent</b> as to whether a Homeowners Association will be created and if any covenants and restrictions are proposed by the subdivider, if not submitted with the Preliminary Plat. Covenants and restrictions, as well as evidence of the establishment of the agency for the ownership and maintenance of any common space, shall be submitted to the City for review and approval prior to recording of the plat. |
| N/A | <input type="checkbox"/>            | <input type="checkbox"/> | 7. <b>Final Floodplain modeling</b> using HEC-RAS model provided by the City if encroachment is proposed within a FEMA or Shaded Zone X 100-year floodplain. (Contact City Engineer to obtain model and requirements).   |
| N/A | <input type="checkbox"/>            | <input type="checkbox"/> | 8. <b>Final Stormwater Management Plan</b> (2 printed and 1 digital copy)  |
| N/A | <input type="checkbox"/>            | <input type="checkbox"/> | 9. <b>Final Traffic Impact Study (TIS)</b> as required by the Access Management Code. (2 printed and 1 digital copy)   |
| N/A | <input type="checkbox"/>            | <input type="checkbox"/> | 10. <b>Development Agreement</b> , if required   |
|     | <input type="checkbox"/>            | <input type="checkbox"/> | 11. <b>Street tree plan</b>  |

### FINAL PLAT DOCUMENT REQUIREMENTS

- |                                     |                          |  |
|-------------------------------------|--------------------------|--|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 1. <b>Name of subdivision</b> (unique and numerically consistent and the words "FINAL PLAT," prominently displayed as the title.)  |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 2. <b>Names, addresses, and phone numbers</b> of all companies, firms, or individuals involved in the preparation of the plat (i.e. property owner, engineer, surveyor, etc.).   |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 3. <b>Date of preparation</b> and/or revisions.  |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 4. <b>Vicinity map</b> (drawn at a scale of 1"=2,000', locating the proposed subdivision in relation to the section of land, including township and range, section street names, and a north arrow.)                           |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | 5. <b>A legal boundary description</b> with angular bearings and linear distances, referenced to section or quarter-section corners, Point of Commencing and/or Point of Beginning, and the overall area of the plat in acres. |



Yes No

- ☒ ☐ 6. **Provide the following sentence after the Legal Description** "The undersigned proprietors of the above described tract of land have caused the same to be subdivided in the accompanying plat, which subdivision and plat shall hereafter be known as "Plat Name".
- ☒ ☐ 7. **Location of monuments**, shown in reference to existing official monuments or the nearest established ¼ section corner, including the bearings and distances to such reference points or monuments.
- ☒ ☐ 8. **Boundary lines** of the subdivision shall be enclosed with one continuous bold line, showing approximate dimensions (bearings and distances).
- ☒ ☐ 9. **Accurate dimensions for all lines, angles, and curves**, used to describe boundaries, streets, easements and areas to be reserved for public use. Data for all curves shall include radius, arc length, chord length, and central angle.
- ☒ ☐ 10. **Platted and unplatted land** adjacent to the plat boundary. Include identification of adjacent platted subdivisions and unplatted tracts with external bearings and distances of adjacent plats and property owners for a distance of not less than 400 feet. Include original plat names if replatted. Exterior dimensions shall coincide with adjoining plats unless differences are noted
- ☒ ☐ 11. **Blocks, lots and tracts** identified clearly, with blocks numbered or lettered boldly and clearly in the center of the block, and lot dimensions with bearings and distances, and area in square feet.
- ☒ ☐ 12. **Note on plat** indicating intended ownership, purpose, and maintenance responsibilities for any parcels labeled as tracts.
- ☒ ☐ 13. **Existing and proposed easements** with dimensions. Existing easements shall be labeled with book and page number.
- ☒ ☐ 14. **Any area within a federally designated floodplain**. Location, stations, and elevations of the 100-year floodplain within the plat and 100-year elevations at rear lot corners adjacent to FEMA and Shaded Zone X floodplains. The source of the floodplain information shall be clearly labeled (example: FIRM, Map #20091C0041D, September 27, 1991).
- ☐ ☐ 15. **Stream corridor boundary** and dimensions.
- ☒ ☐ 16. **Proposed street right-of-way with dimensions** which conform to the applicable minimum design standards set forth in the Land Development Code and Technical Specifications.
- ☒ ☐ 17. **Endorsement of the Planning Commission** as evidenced by the signature of its Chairperson. Endorsement line shall contain the printed name of the Chairperson and their title.
- ☒ ☐ 18. **Acceptance of Dedication by the Governing Body**, as indicated by the signature of the Mayor and attested by the City Clerk. The Endorsement Line shall contain the printed name and title of the person signing.
- N/A ☐ ☐ 19. **Signature of Owner**, properly attested.



- |     | Yes                                 | No                                  |   |
|-----|-------------------------------------|-------------------------------------|---|
|     | <input type="checkbox"/>            | <input type="checkbox"/>            | 20. <b>A dated signature and seal of the licensed Land Surveyor responsible for the survey and a note</b> stating: "This survey conforms to the Kansas Minimum Standards for Boundary Surveys."   |
| N/A | <input type="checkbox"/>            | <input type="checkbox"/>            | 21. <b>Copies of all pertinent exception documents</b> , or a copy of a current American Land Title Association (ALTA) survey, or both.   |
|     | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | 22. <b>Calculation documents</b> containing the following data: coordinates of the plat boundary and the unadjusted error of closure of the field traverse that established the plat.   |
|     | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | 23. <b>A statement on the plat concerning prior easement rights</b> as follows: The undersigned proprietor of said property shown on this plat does hereby dedicate for public use and public ways and thoroughfares, all parcels and parts of land indicated on said plat as streets, terraces, places, roads, drives, lanes, parkways, avenues and alleys not heretofore dedicated. Where prior easement rights have been granted to any person, utility or corporation on said parts of the land so dedicated, and any pipes, lines, poles and wires, conduits, ducts or cables heretofore installed thereupon and therein are required to be relocated, in accordance with proposed improvements as now set forth, the undersigned proprietor hereby absolves and agrees to indemnify the City from any expense incident to the relocation of any such existing utility installations within said prior easement. |
|     | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | 24. <b>A statement on the plat concerning utility easements</b> as follows: An easement or license to enter upon, locate, construct, use and maintain or authorize the location, construction or maintenance and use of conduits, water, gas, sewer pipes, poles, wires, drainage facilities, irrigation systems, ducts and cables, and similar facilities, upon, over and under these areas outlined and designated on this plat as "Utility Easement" or "U/E" is hereby granted to the City with subordinate use of the same by other governmental entities and public utilities as may be authorized by state law to use such easement for said purposes. Utility easements shall be kept clear of obstructions that impair the strength or interfere with the use and/or maintenance of public utilities located within the easement.  |
|     | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | 25. <b>A statement on the plat concerning drainage easements</b> as follows: An easement or license to enter upon, locate, construct, use and maintain or authorize the location, construction, maintenance or use of conduits, surface drainage facilities, subsurface drainage facilities, and similar facilities, upon, over and through those areas outlined and designated on this plat as "Drainage Easement" or "D/E" is hereby granted to the City. Drainage easements shall be kept clear of obstructions that impair the strength or interfere with the use and/or maintenance of storm drainage facilities.  |
|     | <input type="checkbox"/>            | <input type="checkbox"/>            | 26. <b>Certification of dedication of all streets, highways and other rights-of-way or parcels for public park or other public use</b> , signed by the owners and all other parties who have a mortgage or lien interest in the property.   |

**Written explanations** for any items not checked or checked "No" (attach additional sheets, if necessary):

Items not checked are either not applicable or will be added prior to being signed by all parties involved.

I hereby submit all information required for final plat review. I understand that failure to provide the required information may result in a postponement of my request for review until all information has been submitted. By signing this application, I acknowledge that all public streets and public infrastructure within the plat shall conform to the applicable minimum design standards set forth in the Gardner Municipal Code and the Technical Specifications.

  
\_\_\_\_\_  
Signature of Applicant

3/1/2021

\_\_\_\_\_  
Date

## COUNCIL ACTION FORM

## NEW BUSINESS ITEM NO. 1

**MEETING DATE:** MAY 17, 2021

**STAFF CONTACT:** TIM McELDOWNEY, CITY ENGINEER

---

**Agenda Item:** Consider adopting an ordinance condemning land for the US-56 Highway Pavement Reconstruction Project

**Strategic Priority:** Infrastructure and Asset Management  
Economic Development

**Department:** Public Works

---

### **Staff Recommendation:**

Staff and the City Attorney recommend that the City Council adopt an Ordinance condemning land for the location, laying-out, construction, reconstruction, operation, use, maintenance and repair of a roadway improvement project known as the US-56 Highway Pavement Reconstruction Project located within the City of Gardner, Johnson County, Kansas, and directing the City Attorney to institute eminent domain proceedings as provided by law to acquire the tracts and parcels of land described in this ordinance.

### **Background/Description of Item:**

On December 7, 2020, City Council adopted Resolution 2075, a resolution declaring the necessity and authorizing a survey and descriptions of lands or interests therein necessary to be condemned for the location, laying-out, construction, reconstruction, operation, use, maintenance and repair of a roadway improvement project known as the US-56 Highway Pavement Reconstruction Project located within the City of Gardner, Johnson County, Kansas.

The acquisition of properties is being handled per our consulting engineer, land acquisition specialist, and city attorney following Federal Real Property Acquisition requirements.

Although this action item starts the condemnation process, city staff and consultants will continue to negotiate in good faith. Should the parties be unable to reach an agreement, the eminent domain action may be required.

### **Attachments included:**

- Ordinance 2702

### **Suggested Motion:**

Adopt Ordinance No. 2702, an ordinance condemning land for the location, laying-out, construction, reconstruction, operation, use, maintenance and repair of a roadway improvement project known as the US-56 Highway Pavement Reconstruction Project located within the City of Gardner, Johnson County, Kansas, and directing the City Attorney to institute eminent domain proceedings as provided by law to acquire the tracts and parcels of land described in this ordinance.

**ORDINANCE NO. 2702**

**AN ORDINANCE CONDEMNING LAND FOR THE LOCATION, LAYING-OUT, CONSTRUCTION, RECONSTRUCTION, OPERATION, USE, MAINTENANCE AND REPAIR OF A ROADWAY IMPROVEMENT PROJECT KNOWN AS THE US-56 HIGHWAY PAVEMENT RECONSTRUCTION PROJECT LOCATED WITHIN THE CITY OF GARDNER, JOHNSON COUNTY, KANSAS, AND DIRECTING THE CITY ATTORNEY TO INSTITUTE EMINENT DOMAIN PROCEEDINGS AS PROVIDED BY LAW TO ACQUIRE THE TRACTS AND PARCELS OF LAND DESCRIBED IN THIS ORDINANCE.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GARDNER, KANSAS:**

The following described land is hereby condemned and appropriated to the City of Gardner, Kansas for the location, laying-out, construction, reconstruction, operation, use, maintenance and repair of a roadway improvement project known as the US-56 Highway Pavement Reconstruction Project, all within the City of Gardner, Johnson County, Kansas, to-wit:

*See Exhibit "A", which is attached hereto and incorporated herein by reference;*

1. It is hereby found that the costs of such project will be paid by the City of Gardner, Kansas and the Kansas Department of Transportation.
2. The City Attorney is hereby ordered and directed forthwith to commence proceedings for the acquisition of the above-described property and to do and perform all things which might be necessary and required by law to acquire the aforementioned rights in and to said property.
3. This ordinance shall take effect and be in force after its passage, approval and publication.

**PASSED BY THE CITY COUNCIL OF THE CITY OF GARDNER, KANSAS THIS  
\_\_\_\_ DAY OF \_\_\_\_\_, 2021.**

\_\_\_\_\_  
Steve Shute, Mayor

ATTEST:

\_\_\_\_\_  
Sharon Rose, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Ryan B. Denk, City Attorney

## **EXHIBIT A**

### **Tract No. 11**

Fee Simple Owner: William D. Gay

Legal Description of the Real Property to be acquired for Temporary Construction Easement:

A Tract of land for the purposes of a temporary construction easement, being a part of Lot 1, WHITE ACRES, a subdivision of land recorded in 1959 in Book 21 at Page 32, in the City of Gardner, Johnson County, Kansas, said Tract being more particularly described by William C. Anderson, PLS 1527, with BHC RHODES, CLS 175, by metes and bounds as follows:

(The bearings in this description are based on the West line of said Lot 1, having a bearing of North 02° 01' 51" West as determined by Global Positioning System observations and referenced to the Kansas State Plane Coordinate System, North Zone, NAD83.)

BEGINNING at the Southwest corner of said Lot 1, WHITE ACRES;

Thence North 02° 01' 51" West, 12.00 feet, on the West line of said Lot 1;

Thence North 88° 22' 54" East, 150.00 feet, parallel with and 12.00 feet North of the South Line of said Lot 3, to the East line of said Lot 1;

Thence South 02° 01' 51" East, 12.00 feet, on the East line of said Lot 1, to the Southeast corner of said Lot 1;

Thence South 88° 22' 54" West, 150.00 feet, on said South line, to the POINT OF BEGINNING, said Tract containing 1,800 square feet or 0.0413 acres.

### **Tract No. 12**

Fee Simple Owner: William D. Gay

Legal Description of the Real Property to be acquired for Temporary Construction Easement:

A Tract of land for the purposes of a temporary construction easement, being a part of Lot 2, WHITE ACRES, a subdivision of land recorded in 1959 in Book 21 at Page 32, in the City of Gardner, Johnson County, Kansas, said Tract being more particularly described by William C. Anderson, PLS 1527, with BHC RHODES, CLS 175, by metes and bounds as follows:

(The bearings in this description are based on the West line of said Lot 2, having a bearing of North 02° 01' 51" West as determined by Global Positioning System observations and referenced to the Kansas State Plane Coordinate System, North Zone, NAD83.)

BEGINNING at the Southwest corner of said Lot 2, WHITE ACRES;

Thence North 02° 01' 51" West, 12.00 feet, on the West line of said Lot 2;

Thence North 88° 22' 54" East, 99.80 feet, parallel to and 12.00 Feet North of the South line of said Lot 2, to the East line of said Lot 2 ;

Thence South 03° 00' 07" East, 12.00 feet, on the East line of said Lot 2, to the Southeast corner of said Lot 2;

Thence South 88° 22' 54" West, 100.00 feet, on said South line, to the POINT OF BEGINNING, said Tract containing 1,199 square feet or 0.0275 acres.

### **Tract No. 21**

Fee Simple Owner: QuikTrip Corporation

Legal Description of the Real Property to be acquired for Road Right of Way:

A Tract of land for the purposes of a Right-of-Way, being a part of Lot 1, QUIKTRIP STORE NO. 249, a subdivision of land recorded on December 18, 2012 in Plat Book 201212 at Page 006886, in the City of Gardner, Johnson County, Kansas, said Tract being more particularly described by William C. Anderson, PLS 1527, with BHC RHODES, CLS 175, by metes and bounds as follows:

(The bearings in this description are based on the West line of said Lot 1, having a bearing of North 02° 08' 03" West as determined by Global Positioning System observations and referenced to the Kansas State Plane Coordinate System, North Zone, NAD83.)

COMMENCING at the Southeast corner of said Lot 1, QUIKTRIP STORE NO. 249;

Thence South 80° 29' 34" West, 93.79 feet, on the South line of said Lot 1;

Thence South 83° 18' 42" West, 72.30 feet, on said South line, to the POINT OF BEGINNING of the tract of land herein described;

Thence South 83° 18' 42" West, 62.72 feet, on said South line;

Thence South 87° 51' 57" West, 72.39 feet, on said South line, to the Southwest corner of said Lot 1;

Thence North 02° 08' 03" West, 4.98 feet, on the West line of said Lot 1;

Thence North 87° 51' 57" East, 134.92 feet, to the POINT OF BEGINNING, said Tract containing 275 square feet or 0.0063 acres.

#### Legal Description of the Real Property to be acquired for Permanent Sidewalk Easement:

A Tract of land for the purposes of a sidewalk easement, being a part of Lot 1, QUIKTRIP STORE NO. 249, a subdivision of land recorded on December 18, 2012 in Plat Book 201212 at Page 006886, in the City of Gardner, Johnson County, Kansas, said Tract being more particularly described by William C. Anderson, PLS 1527, with BHC RHODES, CLS 175, by metes and bounds as follows:

(The bearings in this description are based on the West line of said Lot 1, having a bearing of North 02° 08' 03" West as determined by Global Positioning System observations and referenced to the Kansas State Plane Coordinate System, North Zone, NAD83.)

COMMENCING at the Southeast corner of said Lot 1, QUIKTRIP STORE NO. 249;

Thence South 80° 29' 34" West, 93.79 feet, on the South line of said Lot 1, to the POINT OF BEGINNING of the tract of land herein described;

Thence South 83° 18' 42" West, 72.30 feet, continuing on said South line;

Thence South 87° 51' 57" West, 134.92 feet, on said South line, to a point on the West line of Said Lot 1;

Thence North 02° 08' 03" West, 7.12 feet, on said West line;

Thence North 88° 16' 05" East, 110.00 feet;

Thence North 85° 16' 24" East, 96.57 feet;

Thence South 08° 05' 52" East, 5.00 feet, to the POINT OF BEGINNING, said Tract containing 1,361 square feet or 0.0312 acres.

#### Legal Description of the Real Property to be acquired for Temporary Construction Easement:

A Tract of land for the purposes of a temporary construction easement, being a part of Lot 1, QUIKTRIP STORE NO. 249, a subdivision of land recorded on December 18, 2012 in Plat Book 201212 at Page 006886, in the City of Gardner, Johnson County, Kansas, said Tract being more particularly described by William C. Anderson, PLS 1527, with BHC RHODES, CLS 175, by metes and bounds as follows:

(The bearings in this description are based on the West line of said Lot 1, having a bearing of North 02° 08' 03" West as determined by Global Positioning System observations and referenced to the Kansas State Plane Coordinate System, North Zone, NAD83.)

BEGINNING at the Southeast corner of said Lot 1, QUIKTRIP STORE NO. 249;

Thence South 80° 29' 34" West, 93.79 feet, on the South line of said Lot 1;

Thence North 08° 05' 52" West, 5.00 feet, leaving said South line;

Thence South 85° 16' 24" West, 96.57 feet;

Thence South 88° 16' 05" West, 110.00 feet, to a point on the West line of said Lot 1;

Thence North 02° 08' 03" West, 17.90 feet, on said West line;

Thence North 87° 51' 57" East, 70.00 feet;

Thence South 02° 08' 03" East, 10.00 feet;

Thence North 88° 21' 29" East, 122.63 feet;

Thence North 80° 29' 34" East, 108.27 feet, parallel with and 10.00 feet North of said South line, to a point on the East line of said Lot 1;

Thence South 02° 07' 57" East, 10.08 feet, on said East line, to the POINT OF BEGINNING, said Tract containing 3,112 square feet or 0.0714 acres.



## **Tract No. 22**

Fee Simple Owner: WG Gardner KS Landlord, LLC

Legal Description of the Real Property to be acquired for Road Right of Way:

A Tract of land for the purposes of a Right-of-Way, being a part of Lot 1, MOONLIGHT PLAZA FIRST PLAT, a subdivision of land recorded in 1985 in Plat Book 60 at Page 21, in the City of Gardner, Johnson County, Kansas, said Tract being more particularly described by William C. Anderson, PLS 1527, with BHC RHODES, CLS 175, by metes and bounds as follows:

(The bearings in this description are based on the West line of Lot 4, MAIN STREET MARKET PLACE, a subdivision of land recorded in Plat Book 202001, Page 003858, having a bearing of South 02° 07' 57" East as determined by Global Positioning System observations and referenced to the Kansas State Plane Coordinate System, North Zone, NAD83.)

BEGINNING at the Southeast corner of a parcel of land described in Warranty Deed Book 201201, Page 001538, said point also being on the North Right-of-Way line of Main Street as established in Book 2564, Page 398;

Thence South 75° 26' 01" West, 378.39 feet, on said North Right-of-Way line, to the beginning of a tangent curve, concave to the Northwest and having a radius of 1389.46 feet;

Thence Southwesterly on said curve, an arc length of 32.14 feet, and continuing on said North Right-of-Way line, to the Southwest corner of said Book 201201, Page 001538, said curve having a chord bearing of South 76° 05' 47" West and a chord distance of 32.14 feet;

Thence North 02° 07' 57" West, 21.31, on the West line, of said Book 201201, Page 001538;

Thence South 72° 55' 35" East, 21.31 feet;

Thence North 75° 26' 01" East, 390.00 feet, parallel with and 10.00 feet North of said North Right-of-Way line, to a point on the East line of said Book 201201, Page 001538;

Thence South 02° 07' 57" East, 10.24 feet, on said East line to the POINT OF BEGINNING, said Tract containing 4,217 square feet or 0.0968 acres.

### Legal Description of the Real Property to be acquired for Temporary Construction Easement:

A Tract of land for the purposes of a temporary construction easement, being a part of Lot 1, MOONLIGHT PLAZA FIRST PLAT, a subdivision of land recorded in 1985 in Plat Book 60 at Page 21, in the City of Gardner, Johnson County, Kansas, said Tract being more particularly described by William C. Anderson, PLS 1527, with BHC RHODES, CLS 175, by metes and bounds as follows:

(The bearings in this description are based on the West line of Lot 4, MAIN STREET MARKET PLACE, a subdivision of land recorded in Plat Book 202001, Page 003858, having a bearing of South 02° 07' 57" East as determined by Global Positioning System observations and referenced to the Kansas State Plane Coordinate System, North Zone, NAD83.)

COMMENCING at the Southeast corner of a parcel of land described in a Warranty Deed recorded in Book 201201, Page 001538;

Thence North 02° 07' 57" West, 10.24 feet, on the East line of said Warranty Deed, to the POINT OF BEGINNING of said Tract herein described;

Thence South 75° 26' 01" West, 390.00 feet;

Thence North 72° 55' 35" West, 21.31, to a point on the West line of said Lot 1;

Thence North 02° 07' 57" West, 10.59 feet, on said West line;

Thence South 72° 55' 35" East, 21.96 feet;

Thence North 75° 26' 01" East, 389.37 feet, to a point on said East line;

Thence South 02° 07' 57" East, 10.24 feet, on said East line to the POINT OF BEGINNING, said Tract containing 4,113 square feet or 0.0944 acres.

### **Tract No. 38**

Fee Simple Owner: DC Gardner Realty LLC

### Legal Description of the Real Property to be acquired for Road Right of Way:

A Tract of land for the purposes of a Right-of-Way, being a part of a Tract of land in the Northeast Quarter of Section 25, Township 14 South, Range 22 East, in the City of Gardner, Johnson County, Kansas, said Tract being more particularly described by William C. Anderson, PLS 1527, with BHC RHODES, CLS 175, by metes and bounds as follows:

(The bearings in this description are based on the North line of a Tract of land established by Warranty Deed on May 07, 2014 in Book 201405 at Page 002141, having a bearing of North 88° 22' 54" East as determined by Global Positioning System observations and referenced to the Kansas State Plane Coordinate System, North Zone, NAD83.)

BEGINNING at the Northwest corner of said Tract, said point also being the Northeast corner of Lot 1, LAWRENCE'S ADDITION NO. 2, a subdivision of record established in Book 200707 at Page 008837;

Thence North 88° 22' 54" East, 370.00 feet, on said North line;

Thence South 02° 04' 47" East, 8.00 feet;

Thence South 88° 22' 54" West, 370.00 feet, parallel with and 8.00 feet South of said North line, to a point on the West line of said Tract;

Thence North 02° 04' 47" West, 8.00 feet, to the POINT OF BEGINNING, said Tract containing 2,960 square feet or 0.0680 acres.

### Legal Description of the Real Property to be acquired for Temporary Construction Easement:



A Tract of land for the purposes of a temporary construction easement, being a part of a Tract of land in the Northeast Quarter of Section 25, Township 14 South, Range 22 East, in the City of Gardner, Johnson County, Kansas, said Tract being more particularly described by William C. Anderson, PLS 1527, with BHC RHODES, CLS 175, by metes and bounds as follows:

(The bearings in this description are based on the North line of a Tract of land established by Warranty Deed on May 07, 2014 in Book 201405 at Page 002141, having a bearing of North 88° 22' 54" East as determined by Global Positioning System observations and referenced to the Kansas State Plane Coordinate System, North Zone, NAD83.)

COMMENCING at the Northwest corner of said Tract, said point also being the Northeast corner of Lot 1, LAWRENCE'S ADDITION NO. 2, a subdivision of record established on July 25, 2007 in Book 200707 at Page 008837;

Thence North 88° 22' 54" East, 135.00 feet, on said North line;

Thence South 01° 37' 06" East, 8.00 feet, to the POINT OF BEGINNING of the Tract of land herein described;

Thence North 88° 22' 54" East, 65.00 feet, parallel with and 8.00 feet South of said North line;

Thence South 01° 37' 06" East, 10.00 feet;

Thence South 88° 22' 54" West, 65.00 feet, parallel with and 18.00 feet South of said North line;

Thence North 01° 37' 06" West, 10.00 feet, to the POINT OF BEGINNING, said Tract containing 650 square feet or 0.0149 acres.

### **Tract No. 39**

Fee Simple Owner: Lonestar Duck LLC

Legal Description of the Real Property to be acquired for Road Right of Way:

A Tract of land for the purposes of a Right-of-Way, being a part of Lot 1, LAWRENCE'S ADDITION NO. 2, a subdivision of land recorded on July 25, 2007 in Plat Book 200707 at Page 8837, in the City of Gardner, Johnson County, Kansas, said Tract being more particularly described by William C. Anderson, PLS 1527, with BHC RHODES, CLS 175, by metes and bounds as follows:

(The bearings in this description are based on the West line of said Lot 1, having a bearing of North 02° 04' 47" West as determined by Global Positioning System observations and referenced to the Kansas State Plane Coordinate System, North Zone, NAD83.)

BEGINNING at the Northwest corner of said Lot 1, LAWRENCE'S ADDITION NO. 2;

Thence North 88° 22' 54" East, 178.00 feet, on the North line of said Lot 1, to the Northeast corner of said Lot 1;

Thence South 02° 04' 47" East, 8.00 feet, on the East line of said Lot 1;

Thence South 88° 22' 54" West, 178.00 feet, parallel with and 8.00 feet South of said North line, to the West line of said Lot 1;

Thence North 02° 04' 47" West, 8.00 feet, on said West line of said Lot 1, to the POINT OF BEGINNING, said Tract containing 1,424 square feet or 0.0327 acres.

Legal Description of the Real Property to be acquired for Temporary Construction Easement:

Two Tracts of land, hereinafter referred to as Tract 1 and Tract 2, for the purposes of temporary construction easements, being a part of Lot 1, LAWRENCE'S ADDITION NO. 2, a subdivision of land recorded on July 25, 2007 in Plat Book 200707 at Page 00837, in the City of Gardner, Johnson County, Kansas, said Tract being more particularly described by William C. Anderson, PLS 1527, with BHC RHODES, CLS 175, by metes and bounds as follows:

(The bearings in this description are based on the East line of said Lot 1, having a bearing of South 02° 04' 47" East as determined by Global Positioning System observations and referenced to the Kansas State Plane Coordinate System, North Zone, NAD83.)

**TRACT 1:**

COMMENCING at the Northeast corner of said Lot 1, LAWRENCE'S ADDITION NO. 2;

Thence South 02° 04' 47" East, 8.00 feet, on the East line of said Lot 1, to the POINT OF BEGINNING of said Tract 1 herein described;

Thence continuing South 02° 04' 47" East, 12.00 feet, on said East line;

Thence South 88° 22' 54" West, 70.00 feet;

Thence North 02° 04' 47" West, 12.00 feet;

Thence North 88° 22' 54" East, 70.00 feet, to the POINT OF BEGINNING, said Tract 1 containing 840 square feet or 0.0193 acres.

**TRACT 2:**

COMMENCING at the Northeast corner of said Lot 1, LAWRENCE'S ADDITION NO. 2;

Thence South 88°22' 54" West, 178.00 feet, on the North line of said Lot 1, to the Northwest corner of said Lot 1;

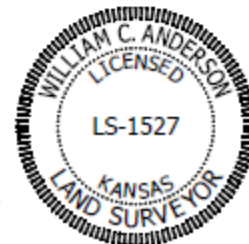
Thence South 02° 04' 47" East, 8.00 feet, to the POINT OF BEGINNING of said Tract 2 herein described;

Thence North 88° 22' 54" East, 15.02 feet, parallel with and 8.00 feet South of said North line;

Thence South 02° 04' 47" East, 12.00 feet;

Thence South 88° 22' 54" West, 15.02 feet, to a point on the West line of said Lot 1;

Thence North 02° 04' 47" West, 12.00 feet, on the West line of said Lot 1, to the POINT OF BEGINNING, said Tract 2 containing 180 square feet or 0.0041 acres.



## **Tract No. 40**

Fee Simple Owner: Store Master Funding XVI LLC

Legal Description of the Real Property to be acquired for Road Right of Way:

A Tract of land for the purposes of a Right-of-Way, being a part of Lot 2, LAWRENCE'S ADDITION NO. 2, a subdivision of land recorded on July 25, 2007 in Plat Book 200707 at Page 8837, in the City of Gardner, Johnson County, Kansas, said Tract being more particularly described by William C. Anderson, PLS 1527, with BHC RHODES, CLS 175, by metes and bounds as follows:

(The bearings in this description are based on the East line of said Lot 2, having a bearing of South 02° 04' 47" East as determined by Global Positioning System observations and referenced to the Kansas State Plane Coordinate System, North Zone, NAD83.)

BEGINNING at the Northeast corner of said Lot 2, LAWRENCE'S ADDITION NO. 2;

Thence South 02° 04' 47" East, 8.00 feet, on the East line of said Lot 2;

Thence South 88° 22' 54" West, 172.48 feet, parallel with and 8.00 feet South of the North line of said Lot 2, to the West line of said Lot 2;

Thence North 02° 08' 28" West, 8.00 feet, on said West line, to the Northwest corner of said Lot 2;

Thence North 88° 22' 54" East, 172.47 feet, on said North line, to the POINT OF BEGINNING, said Tract containing 1,380 square feet or 0.0317 acres.

### Legal Description of the Real Property to be acquired for Temporary Construction Easement:

A Tract of land for the purposes of a temporary construction easement, being a part of Lot 2, LAWRENCE'S ADDITION NO. 2, a subdivision of land recorded on July 25, 2007 in Plat Book 200707 at Page 008837, in the City of Gardner, Johnson County, Kansas, said Tract being more particularly described by William C. Anderson, PLS 1527, with BHC RHODES, CLS 175, by metes and bounds as follows:

(The bearings in this description are based on the East line of said Lot 2, having a bearing of South 02° 04' 47" East as determined by Global Positioning System observations and referenced to the Kansas State Plane Coordinate System, North Zone, NAD83.)

COMMENCING at the Northeast corner of said Lot 2, LAWRENCE'S ADDITION NO. 2;

Thence South 02° 04' 47" East, 8.00 feet, on the East line of said Lot 2, to the POINT OF BEGINNING of the Tract herein described;

Thence continuing South 02° 04' 47" East, 12.00 feet, on said East line;

Thence South 88° 22' 54" West, 50.00 feet, parallel with and 20.00 feet South of the North line of said Lot 2;

Thence North 02° 04' 47" West, 12.00 feet;

Thence North 88° 22' 54" East, 50.00 feet, parallel with and 8.00 feet South of the North line of said Lot 2, to the POINT OF BEGINNING, said Tract containing 600 square feet or 0.0138 acres.

### **Tract No. 44**

Fee Simple Owner: William D. Gay

### Legal Description of the Real Property to be acquired for Temporary Construction Easement:

A Tract of land for the purposes of a temporary construction easement, being a part of a Tract of land in the West Half of the Northeast Quarter, Section 25, Township 14 South, Range 22 East, in the City of Gardner, Johnson County, Kansas, said Tract being more particularly described by William C. Anderson, PLS 1527, with BHC RHODES, CLS 175, by metes and bounds as follows:

(The bearings in this description are based on the West line of Lot 3, BARBEN LANDING, having a bearing of South 02° 08' 28" East as determined by Global Positioning System observations and referenced to the Kansas State Plane Coordinate System, North Zone, NAD83.)

BEGINNING at the Northwest corner of said Lot 3;

Thence South 02° 08' 28" East, 5.00 feet, on said West line;

Thence South 88° 22' 54" West, 54.90 feet, parallel with and 5.00 feet South of the North property line as established on October 19, 1987 in Book 2685 at Page 299;

Thence South 02° 08' 28" East, 18.00 feet;

Thence South 88° 22' 42" West, 50.10 feet, to a point on the West property line of said Tract;

Thence North 02° 08' 28" West, 23.00 feet, on said West property line to the Northwest corner of said Tract;

Thence North 88° 22' 54" East, 105.00 feet, to the POINT OF BEGINNING, said Tract containing 1,424 square feet or 0.0327 acres.

### **Tract No. 45**

Fee Simple Owner: William D. Gay

### Legal Description of the Real Property to be acquired for Temporary Construction Easement:

A Tract of land for the purposes of a temporary construction easement, being a part of a Tract of land in the Northeast Quarter of Section 25, Township 14 South, Range 22 East, in the City of Gardner, Johnson County, Kansas, said Tract being more particularly described by William C. Anderson, PLS 1527, with BHC RHODES, CLS 175, by metes and bounds as follows:

(The bearings in this description are based on the North line of a Tract of land established by Warranty Deed on November 08, 2000 in Book 6758 at Page 511, having a bearing of North 88° 22' 54" East as determined by Global Positioning System observations and referenced to the Kansas State Plane Coordinate System, North Zone, NAD83.)

BEGINNING at the Northwest corner of said Tract established at said Book and Page;

Thence North 88° 22' 54" East, 128.50 feet, on the North line of said Tract, to the Northeast corner of said Tract;

Thence South 02° 08' 28" East, 5.00 feet, on the East line of said Tract;

Thence South 88° 22' 54" West, 6.60 feet, parallel with and 5.00 feet South of said North line;

Thence South 02° 08' 28" East, 5.00 feet, parallel with and 6.60 feet West of said East line;

Thence South 88° 22' 54" West, 40.00 feet, parallel with and 10.00 feet South of said North line;

Thence North 02° 08' 28" West, 5.00 feet, parallel with and 46.60 feet West of said East line;

Thence South 88° 22' 54" West, 81.90 feet, parallel with and 5.00 feet South of said North line, to a point on the West line of said Tract;

Thence North 02° 08' 28" West, 5.00 feet, on said West line, to the POINT OF BEGINNING, said Tract containing 842 square feet or 0.0193 acres.

#### **Tract No. 46**

Fee Simple Owner: William D. Gay

Legal Description of the Real Property to be acquired for Temporary Construction Easement:

A Tract of land for the purposes of a temporary construction easement, being a part of a Tract of land in the Northwest Quarter of Section 25, Township 14 South, Range 22 East, in the City of Gardner, Johnson County, Kansas, said Tract being more particularly described by William C. Anderson, PLS 1527, with BHC RHODES, CLS 175, by metes and bounds as follows:

(The bearings in this description are based on the North line of a Tract of land established by Warranty Deed on October 19, 1987 in Book 2685 at Page 299, having a bearing of North 88° 22' 42" East as determined by Global Positioning System observations and referenced to the Kansas State Plane Coordinate System, North Zone, NAD83.)

BEGINNING at the Northeast corner of said Tract established at said Book and Page;

Thence South 02° 08' 28" East, 5.00 feet, on the East line of said Tract

Thence South 88° 22' 42" West, 55.00 feet, parallel with and 5.00 feet South of said North line;

Thence South 02° 08' 28" East, 18.00 feet;

Thence South 88° 22' 42" West, 45.00 feet, parallel with and 23.00 feet South of said North line, to a point on the West line of said Tract;

Thence North 02° 08' 28" West, 23.00 feet, on said West line, to the Northwest corner of said Tract;

Thence North 88° 22' 54" East, 100.00 feet, on said North line, to the POINT OF BEGINNING, said Tract containing 1,310 square feet or 0.0301 acres.

#### **Tract No. 48**

Fee Simple Owner: EMI Investments

Legal Description of the Real Property to be acquired for Temporary Construction Easement:

A Tract of land for the purposes of a temporary construction easement, being a part of Lot 10, BIGELOW'S ADDITION TO GARDNER, a subdivision of land recorded in 1881 in Book 1 at Page 41, in the City of Gardner, Johnson County, Kansas, said Tract being more particularly described by William C. Anderson, PLS 1527, with BHC RHODES, CLS 175, by metes and bounds as follows:

(The bearings in this description are based on the North line of said Lot 10, having a bearing of South 88° 22' 42" West as determined by Global Positioning System observations and referenced to the Kansas State Plane Coordinate System, North Zone, NAD83.)

COMMENCING at the Northeast corner of said Lot 10, BIGELOW'S ADDITION TO GARDNER;

Thence South 88° 22' 42" West, 12.00 feet, on the North Line of said Lot 10, to the POINT OF BEGINNING of the Tract of land herein described;

Thence South 01° 59' 13" East, 17.00 feet, on the East line of the property as established in Book 200907 at Page 009901;

Thence South 88° 22' 42" West, 100.00 feet, parallel with and 17.00 feet South of the North line of said Lot 10, to a point on the West line at said Book and Page;

Thence North 01° 59' 13" West, 17.00 feet, to a point on said North line;

Thence North 88° 22' 42" East, 100.00 feet, on said North line, to the POINT OF BEGINNING, said Tract containing 1,700 square feet or 0.0390 acres.

### **Tract No. 49**

Fee Simple Owner: Gary M. Richardson

Legal Description of the Real Property to be acquired for Temporary Construction Easement:

A Tract of land for the purposes of a temporary construction easement, being a part of Lot 10, BIGELOW'S ADDITION TO GARDNER, a subdivision of land recorded in 1881 in Book 1 at Page 41, in the City of Gardner, Johnson County, Kansas, said Tract being more particularly described by William C. Anderson, PLS 1527, with BHC RHODES, CLS 175, by metes and bounds as follows:

(The bearings in this description are based on the South line of said Lot 10, having a bearing of North 88° 22' 42" East as determined by Global Positioning System observations and referenced to the Kansas State Plane Coordinate System, North Zone, NAD83.)

COMMENCING at the Southwest corner of said Lot 10, BIGELOW'S ADDITION TO GARDNER;

Thence North 88° 22' 42" East, 86.00 feet, on the South Line of said Lot 10;

Thence North 01° 59' 13" West, 122.00 feet, on the East line of the property as established in Book 6797 at Page 30, to the POINT OF BEGINNING of the Tract of land herein described;

Thence South 88° 22' 42" West, 70.55 feet, parallel with and 5.00 feet South of the North line of said Lot 10;

Thence North 44° 02' 52" East, 7.16 feet to the North line of Lot 10;

Thence North 88° 22' 42" East, 65.40 feet, on said North line, to a point on said East line of said Book and Page;

Thence South 01° 59' 13" East, 5.00 feet, on said North line, to the POINT OF BEGINNING, said Tract containing 340 square feet or 0.0078 acres.

### **Tract No. 52**

Fee Simple Owner: R&M Building Enterprises, LLC

Legal Description of the Real Property to be acquired for Temporary Construction Easement (Lot 1):

A Tract of land for the purposes of a temporary construction easement, being a part of Lot 1, BIGELOW'S ADDITION TO GARDNER, a subdivision of land recorded in 1881 in Book 1 at Page 41, in the City of Gardner, Johnson County, Kansas, said Tract being more particularly described by William C. Anderson, PLS 1527, with BHC RHODES, CLS 175, by metes and bounds as follows:

(The bearings in this description are based on the East line of said Lot 1, having a bearing of South 01° 59' 13" East as determined by Global Positioning System observations and referenced to the Kansas State Plane Coordinate System, North Zone, NAD83.)

BEGINNING at the Northeast corner of said Lot 1, BIGELOW'S ADDITION TO GARDNER;

Thence South 01° 59' 13" East, 10.00 feet, on the East Line of said Lot 1;

Thence South 88° 22' 42" West, 73.90 feet, parallel with and 10.00 feet South of the North line of said Lot 1;

Thence North 01° 59' 13" West, 10.00 feet, to a point on said North line;

Thence North 88° 22' 42" East, 73.90 feet, on said North line, to the POINT OF BEGINNING, said Tract containing 739 square feet or 0.0170 acres.

## Legal Description of the Real Property to be acquired for Temporary Construction Easement (Lot 2):

A Tract of land for the purposes of a temporary construction easement, being a part of Lot 2, BIGELOW'S ADDITION TO GARDNER, a subdivision of land recorded in 1881 in Book 1 at Page 41, in the City of Gardner, Johnson County, Kansas, said Tract being more particularly described by William C. Anderson, PLS 1527, with BHC RHODES, CLS 175, by metes and bounds as follows:

(The bearings in this description are based on the West line of said Lot 2, having a bearing of North 01° 59' 13" West as determined by Global Positioning System observations and referenced to the Kansas State Plane Coordinate System, North Zone, NAD83.)

BEGINNING at the Northwest corner of said Lot 2, BIGELOW'S ADDITION TO GARDNER;

Thence North 88° 22' 42" East, 66.00 feet, on the North Line of said Lot 2;

Thence South 01° 59' 13" East, 10.00 feet, on the East property line as established in Book 5798, Page 599;

Thence South 88° 22' 42" West, 66.00 feet, parallel with and 10.00 feet South of said North line;

Thence North 01° 59' 13" West, 10.00 feet, to the POINT OF BEGINNING, said Tract containing 660 square feet or 0.0152 acres.

## COUNCIL ACTION FORM

## NEW BUSINESS ITEM NO. 2

**MEETING DATE:** MAY 17, 2021

**STAFF CONTACT:** GONZ GARCIA, UTILITIES DIRECTOR

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**Agenda Item:** Consider authorizing the execution of an amendment to the engineering services contract with George Butler & Associates for the preliminary design of a new South Wastewater Treatment Plant

**Strategic Priority:** Infrastructure and Asset Management

**Department:** Utilities – Wastewater Division

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### **Staff Recommendation:**

Staff recommends authorizing an amendment to the engineering services contract with George Butler & Associates (GBA) for the preliminary design of a new South Wastewater Treatment Plant to add a collection systems evaluation to serve the southwest planning area.

### **Background/Description of Item:**

On June 15, 2020, Council authorized the negotiation and execution of an engineering services contract with GBA for preliminary planning and design for the wastewater system east and south of I-35, and determining a location for the South Wastewater Treatment Plant.

The original contract was to plan for City growth up to east of Clare Road and south of I-35, reaching as far 199<sup>th</sup> Street, building off the 2017 Wastewater Master Plan for future development areas. GBA was to provide preliminary engineering on all aspects of the sanitary sewer system that is required to promote economic development and meet the utility needs for this area as development occurs.

The amendment will now include growth east and south of I-35, reaching as far as Hedge Lane. The amendment to the original scope of work will model the existing and proposed improvements required to develop the southeast planning area along with the funding needs and timeline for those improvements. This work will include detailed alternatives for the south and east lift station sites, alternative routes, timelines and financial impacts to city's wastewater fund.

The original contract was set at \$388,172 and there is a balance of approximately \$160,000 remaining. This amendment will add \$98,458 to the project, for a grand total of \$486,630.

### **Financial Impact:**

The design will be temporarily funded from the Wastewater Fund. Both the design and construction phases of the South Wastewater Treatment Plant Project are anticipated to be debt-financed. Annual debt service payments will come from the Wastewater Fund.

### **Attachments included:**

- GBA Amendment

**Suggested Motion:**

Authorize the City Administrator to execute an amendment to the engineering services contract with GBA for the preliminary design of a new South Wastewater Treatment Plant to include a collection systems evaluation to serve the southwest planning area in the amount of \$98,458.00



**AMENDMENT TO THE AGREEMENT FOR PROFESSIONAL SERVICES BETWEEN THE  
CITY OF GARDNER, KANSAS AND GEORGE BUTLER ASSOCIATES, INC.**

**AMENDMENT No. 2**

**Date: May 17, 2021**

**THIS AMENDMENT** modifies the Agreement dated April 1, 2019 made by and between **GBA** (hereinafter called Consultant), and The City of Gardner Kansas (hereinafter called OWNER) for the following Project: **South Wastewater Treatment Plant Project, Project # WW2005**. For good and valuable consideration, the sufficiency of which is acknowledged, the parties agree to make the following changes to their Agreement.

1. The parties agree that the Consultant's Scope of Services is amended to add the following:

Consultant will provide assistance to the Owner amendment to the original scope of work will dive into modeling the existing and proposed improvements required to develop the southeast planning area along with the funding needs and timeline for those improvements. This work will include detailed alternatives for the south and east lift station sites, alternative routes, timelines and financial impacts to City's Wastewater fund. Additional details can be found on the attached Scope of Work.

2. The following adjustments are made to the Consultant's compensation:

For the Scope of services, the Consultant's compensation shall be increased by \$98,458.00 to a total contract value of \$486,630.00.

3. The time for completion for the services shall be extended to October 31, 2021. The time of completion for the services detailed in the original scope of services of the South Wastewater Treatment Plant Project, Project # WW2005 are contingent to the findings of the modeling performed for Amendment No. 2.

4. Other changes to the Agreement, if any, are stated below:

None

5. The terms of this AMENDMENT supersede any contrary terms of the Agreement. This AMENDMENT will be deemed a part of, and be subject to, all other terms and conditions of the Agreement. Except as modified above, the Agreement will remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this AMENDMENT the day and year first written above.

**OWNER: City of Gardner, Kansas**

**Consultant: GBA**

By: \_\_\_\_\_

By: Gary S. Beck

Name: \_\_\_\_\_

Name: Gary S. Beck

Title: \_\_\_\_\_

Title: Vice President

**Attest:** \_\_\_\_\_

City Clerk:

**Approved as to Form:** \_\_\_\_\_

City Attorney:

### **Gardner Collection System Evaluation to Serve Southeast Planning Area – Short-Term Project**

1. Keep City apprised of remaining SWWTP budget throughout the project. Submit invoices and progress reports.
2. Develop a skeletonized model of Gardner's collection system including use of the 2018 Flow and Rainfall Monitoring by TREKK (we need more than the memo that TREKK provided). Evaluate whether the parallel sewers proposed in the 2017 WWMP are needed if one or more of the offloading areas are sent to the South Wastewater Treatment Plant (SWWTP). The model will also be used to determine phasing of improvements. Prepare cost estimates for any remaining parallel sewers.
3. East Lift Station (ELS) - Confirm whether the offloading of the ELS drainage area via new gravity sewer to the SWWTP will eliminate all improvements at the ELS and address how to use storage to limit peak flows to SWWTP. Confirm the timing of offloading ELS drainage area to SWWTP. Confirm improvements needed in the existing collection system if the ELS drainage area is not offloaded.
4. South Lift Station (SLS) - Confirm the offloading of the SLS drainage area via new forcemain and gravity sewer to the SWWTP will satisfy the need for all future improvements at the SLS and address how to use storage to limit peak flows to SWWTP. Confirm the timing of offloading SLS drainage area to SWWTP. Confirm improvements needed in the existing collection system if the SLS drainage area is not offloaded.
5. Evaluate how to reduce the costs to the City with the collection system. Potential alternatives include:
  - a. Minimizing the initial gravity sewers constructed with the SWWTP with the remaining gravity sewers constructed later with development later. This will include the offloading areas.
  - b. Installing forcemains initially with gravity sewers constructed later with development. This could include a combined forcemain for the Prairie Trace Development as well as reversing pressurized flow from the ELS. Potentially, this flow could be directed to the SWWTP headworks and delay the need for an influent lift station.
  - c. Determine how to have the future developers share in the costs of gravity sewer associated with development. This could include City paying upsizing costs and the developer paying for the sewer necessary to serve their development.
  - d. Determine phasing of cost based on these alternatives.
6. Evaluate phasing of improvements over time to help defer costs until needed. This includes the offloading area(s), parallel sewers, new gravity sewers, forcemains, pump stations, and treatment plant improvements.
7. Update the cost comparison based on items above including a phasing schedule for improvements. Submit to the City for review. Meet with the City to receive comments and perform updates before submitting back to the City.

### **Optional Services**

8. Evaluate the enhancements to the Kill Creek Water Resource Recovery Facility (KCWRRF) to address the new KDHE permit. Meet with Kruger Water Technologies to discuss the enhancement items proposed in the 2017 WWMP and the anticipated O&M costs. Prepare cost estimates for the enhancements and for the O&M costs.
9. Arrange and meet with KDHE to discuss the potential for phasing of improvements associated with the enhancement needs at KCWRRF and the need to construct treatment at the SWWTP. Prepare minutes and recommendation for the City.

Project Planning and Phasing  
Estimate of Engineering Fees

	CLASSIFICATION	Principal	Director of AES	Associate	Project Leader	Senior AES	Project AES	Staff AES	Specialist	Admin. Assistant	TOTAL HOURS	TOTAL COST
	HOURLY CHARGEOUT RATE	\$276	\$232	\$200	\$175	\$164	\$140	\$114	\$150	\$85		
<b>Review of Alternatives and Phased Recommendations</b>												
1.	Keep City apprised of budget remaining and manage project	2	6				18			6	32	\$4,974
2.	Develop model of existing collection system with 2018 FM data	2	12		16	80	40	24			174	\$27,592
3.	Evaluate East LS with alternates for flows and phasing		6		8	20	24	8	16		82	\$12,744
4.	Evaluate South LS with alternates for flows and phasing		6		8	20	24	8	16		82	\$12,744
5.	Evaluate collection system to SWWTP		8		8		40	12	24		92	\$13,824
6.	Evaluate phasing of improvements for Gardner	2	16		8		24				50	\$9,024
7.	Update cost evaluation based on study	2	24		4		40	24	16		110	\$17,556
	<b>SUBTOTAL</b>	<b>8</b>	<b>78</b>	<b>0</b>	<b>52</b>	<b>120</b>	<b>210</b>	<b>76</b>	<b>72</b>	<b>6</b>	<b>622</b>	<b>\$98,458</b>
<b>Optional Services (For use only by Gardner Authorization)</b>												
8.	Evaluate enhancements to Kill Creek WRRF and phasing		16		24		40		24		104	\$17,112
9.	Discuss phasing of improvements with KDHE	4	12		4		24				44	\$7,948
	<b>SUBTOTAL W/ CONTINGENCY ITEMS</b>	<b>14</b>	<b>130</b>	<b>0</b>	<b>84</b>	<b>120</b>	<b>314</b>	<b>100</b>	<b>112</b>	<b>6</b>	<b>880</b>	<b>\$123,518</b>

# City of Gardner, KS

## Council Actions

May 17, 2021

The City Council took the following actions at the May 17, 2021, meeting:

1. Proclaimed May 16-22, 2021 as Public Works Week in the City of Gardner, Kansas.
2. Jason Patty, Kansas Water Environment Federation, presented Wastewater Plant Superintendent Scott Millholland with the 2020 William D. Hatfield award, recognizing him as the 2020 Kansas Wastewater Operator of the Year.
3. Heard a presentation on the 2021-2022 Revised Budget.
4. Approved the minutes as written for the regular meeting held May 3, 2021. (Passed unanimously)
5. Approved City expenditures prepared April 30, 2021 in the amount of \$449,382.25; May 5, 2021 in the amount of \$16,650; May 7, 2021 in the amount of \$812,740.44; and May 7, 2021 in the amount of \$235,000.00. (Passed unanimously)
6. Authorized the City Administrator to purchase four (4) Springfield Armory Saint Victor 5.56 16" MLOK first responder patrol rifles from GT Distributors plus additional accessories from various vendors for a total cost of \$5,850.40 from the Law Enforcement Trust Fund. (Passed unanimously)
7. Authorized the City Administrator to execute a contract with Black & McDonald Electric, LLC for the US-56 and Cedar Niles traffic signalization and striping project in an amount not to exceed \$41,120.30 and authorize the City Administrator to approve construction related Change Orders up to an additional \$5,000. (Passed unanimously)
8. Authorized the City Administrator to execute a contract with Vance Brothers, Inc. for the 2021 Pavement Management Program (Asphalt) in an amount not to exceed \$138,683.94. (Passed unanimously)
9. Authorized the City Administrator to execute a contract with Phoenix Concrete, LLC for the 2021 Pavement Management Program (Concrete) in the amount of \$222,258.00 and authorize the City Administrator to approve construction related Change Orders up to an additional 10%. (Passed unanimously)
10. Authorized the City Administrator to purchase 8,000 gallons of fuel from Hampel Oil Distributors Inc. for the Gardner Municipal Airport in an estimated amount of \$28,488, and authorize the City Administrator to approve up to an additional 10%, based on actual fuel pricing at the time the order is placed. (Passed unanimously)
11. Accepted the dedication of right-of-way and easements on the final plat for Willow Chase VI plat (FP-21-03). (Passed unanimously)
12. Adopted Ordinance No. 2702, an ordinance condemning land for the location, laying-out, construction, reconstruction, operation, use, maintenance and repair of a roadway improvement project known as the US-56 Highway Pavement Reconstruction Project located within the City of Gardner, Johnson County, Kansas, and directing the City Attorney to institute eminent domain proceedings as provided by law to acquire the tracts and parcels of land described in this ordinance. (Passed unanimously)
13. Authorized the City Administrator to execute an amendment to the engineering services contract with GBA for the preliminary design of a new South Wastewater Treatment Plant to include a collection systems evaluation to serve the southwest planning area in the amount of \$98,458.00. (Passed unanimously)